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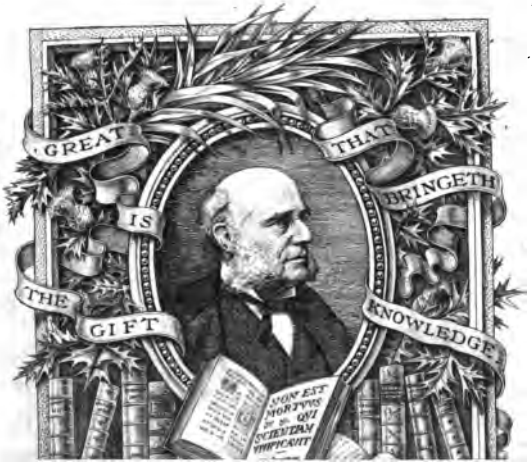

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BEING

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STATE OF SOUTH CAROLINA.

BEING THE EXTRA SESSION OF NOVEMBER, 1848.

MONDAY, NOVEMBER 6, 1848.

The General Assembly of the State of South Carolina was convened in the Capitol, at Columbia, on this day, being the 6th of November, in the year of our Lord one thousand eight hundred and forty-eight.

On motion of Mr. J. IZARD MIDDLETON, Mr. C. G. MEMMINGER, a member elect from St. Philips and St. Michael's, was called to the Chair; when THOMAS W. GLOVER, Clerk of the late House of Representatives, read the following Proclamation of His Excellency DAVID JOHNSON:

WHEREAS, by the Constitution of the United States, each State is authorized, in such manner as the Legislature thereof may direct, to appoint a number of Electors of President and Vice President of the United States, equal to the whole number of Senators and Representatives to which the State may be entitled in the Congress of the United States; and the time of choosing the Electors, and the day on which they shall give their votes, which shall be the same throughout the United States, was to be determined by Congress.

And whereas, by an Act of Congress, passed and approved on the first day of March, in the year of our Lord one thousand seven hundred and ninety-two, it was enacted, amongst other things, that "Electors shall be appointed in each State, for the election of President and Vice President of the United States, within thirty-four days preceding the first Wednesday in December, one thou-

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sand seven hundred and ninety two, and within thirty-four days preceding the first Wednesday in December in every fourth year succeeding the last election," "and that the Electors shall meet and give their votes on the first said Wednesday in December, at such place, in each State, as shall be directed by the Legislature thereof."

And whereas the Legislature of this State, by an Act passed on the third day of December, in the year of our Lord one thousand seven hundred and ninety-two, did enact "that Electors of President and Vice President of the United States shall be appointed by ballot on the Tuesday preceding Wednesday the fifth day of December, of the same year, in the House of Representatives at Columbia, by the Legislature of this State, or by such persons as shall be returned members thereof, and shall attend on that day; and also that the Electors of President and Vice President shall be appointed by ballot on the Tuesday preceding the first Wednesday in December in every fourth year succeeding the last election, in the House of Representatives at Columbia, by the Legislature of this State, which shall be then existing, or by such persons as shall be returned members thereof, and shall attend on that day."

And whereas the Congress of the United States did, by an Act passed and approved on the twenty-third day of January, in the year of our Lord one thousand eight hundred and forty-six, enact "that the Electors of President and Vice President shall be appointed on the Tuesday next after the first Monday in the month of November, of the year in which they are to be appointed." The fourth Monday in November of each year being the time appointed by the Constitution of this State for the regular annual meeting of the Legislature, it follows, that it will not be in session on the Tuesday next after the first Monday in November next, the time at which the Electors of President and Vice President are to be appointed according to the Act of Congress before referred to; so that the State will not have it in its power to appoint Electors of President and Vice President, unless the Legislature be especially convened for that purpose.

Now, therefore, I, DAVID JOHNSON, in pursuance of the power in me vested by the Constitution of the State, authorizing the Governor "on extraordinary occasions to convene the General Assembly," do issue this my proclamation, calling upon and requesting the Senators of the General Assembly of this State whose terms of office have not expired, and those who have been now recently elected, and the Members of the House of Representatives who have also been now recently elected, to convene at Columbia, on the first Monday in November now next ensuing, that they may be present in the House of Representatives on the said Tuesday next after the said first Monday to appoint Electors of

President and Vice President of the United States in conformity to the Act of Congress aforesaid, last referred to.

Given under my Hand and Seal of the State, at Limestone Springs, in the State aforesaid, the twelfth day of October, in the year of our [L S.] Lord one thousand eight hundred and forty-eight, and in the seventy-third year of the Independence of the United States of America.

DAVID JOHNSON.

The late Clerk then commenced a call of the House by Election Districts, and the following gentlemen appeared, produced their credentials, were sworn by the Chair and took their seats:

From Abbeville.—Messrs. B. Y. MARTIN, THOMAS THOMPSON, JOEL SMITH, EDWARD NOBLE, and GEO. W. PRESSLY.

From All Saint's.—Mr. JOHN A. ALSTON.

From Barnwell.—Messrs. L. M. AYER, Jr., W. A. OWENS, C. C. HAY, and GIDEON EVANS.

From Chester.—Messrs. J. B. McCULLY, SAML. WcALILEY, and THOMAS W. MOORE.

From Chesterfield.—Messrs. J. W. BLAKENEY and WILLIAM HOUGH.

From Claremont.—Messrs. J. B. WITHERSPOON, JAS. M. NELSON, and J. D. ASHMORE.

From Clarendon.—Messrs. S. W. WITHERSPOON and J. J. INGRAM.

From Darlington.—Messrs JNO. P. ZIMMERMAN and E. A. LAW.

From Christ Church.—Mr. WARREN DU PRE.

From Edgefield.—Messrs. JNO. LAKE, R. B. BOUKNIGHT, ABRAM JONES, B. C. YANCEY, and JNO. TOMKINS.

From Fairfield—Messrs. J. T. OWENS, W. R. ROBERTSON, JOSEPH D. AIKEN, and D. CROSBY.

From Greenville.—Messrs. EDWD. H. EARLE, ELIAS EARLE. G. F. TOWNES, and HENRY SMITH.

From Horry—Mr. R. G. W. GRISETTE.

From Kershaw.—Messrs. JAMES CANTEY and A. H. BOYKIN.

From Lancaster.—Messrs. GEORGE Mc. WITHERSPOON and THOMAS G. WRIGHT.

From Laurens.—Messrs. C. P. SULLIVAN, J. H. IRBY; P. L. CALHOUN, and J. D. WILLIAMS.

From Lexington.—Messrs. WILLIAM FORT and JOHN C. GEIGER.

From Marion.—Messrs. WILLIAM EVANS, JAMES HASELDEN, and J. R. BETHEA.

From Marlboro'.—Messrs. J. W. HARRINGTON and W. J. COOK.

From Newberry.—Messrs. R. MOORMAN, H. SUMMER, and R. PITTS.

From Orange.—Messrs. DONALD R. BARTON and L. M. KEITT.

From Pendleton.—Messrs. DAVID S. TAYLOR, THOS. J. PICKENS, WM. HUNTER, J. P. REED, E. ALEXANDER, Jr., J. T. WHITEFIELD, J. W. NORRIS, Jr.

From Prince George Winyaw.—Messrs. J. HARLESTON READ, Jr., J. R. EASTERLING and J. IZARD MIDDLETON.

From Prince William's.—Mr. ALFRED RAOUL.

From Richland.—Messrs. JNO. S. PRESTON, JAMES H. ADAMS, W. D. DESAUSSURE, and JOHN WALLACE.

From Spartanburg.—Messrs. R. W. FOSTER, J. E. HENRY, B. B. FOSTER, J. P. MILLER, and E. P. SMITH.

From St. Andrew's.—Mr. W. MCKENZIE PARKER.

From St. Bartholomew's.—Messrs. J. C. OSWALD and J. B. PERRY.

From St. George's, Dorchester.—Mr. E. BROWNLEE.

From St. Helena.—Mr. B. J. JOHNSON.

From St James', Goose Creek.—Mr. J. C. MCKEWN.

From St. John's Berkley.—Messrs. A. J. HARVEY and JNO. HARLESTON.

From St. John's Colleton.—Messrs. W. JAMES WHALEY and E. M. SEABROOK.

From St. Luke's.—Messrs. T. S. GILLISON and R. L. TILLINGHAST.

From St. Matthew's.—Mr. JACOB M. DANTZLER.

From St. Paul's.—Mr. W. B. R. MITCHELL.

From St. Peter's.—Messrs. A M. RUTH and A. M. MARTIN.

From St. Philip and St. Michael's.—Messrs. JAMES SIMONS, W. G. DESAUSSURE, E. H. DEAS, NELSON MITCHELL, CHARLES MACBETH, W. A. PRINGLE, C. G. MEMMINGER, JAMES TUPPER, THOMAS O. ELLIOTT, DANIEL E. HUGER, Jr., JOHN E. CAREW, FLEETWOOD LANNEAU, JOHN CUNINGHAM, WM. H. HOUSTON, RICH'D. F. REYNOLDS, A. H DUNKIN, F. D. RICHARDSON.

From St. Stephen's.—Mr. THEODORE S. MARION.

From St. Thomas and St. Dennis.—Mr. J. B. POYAS.

From Union.—Messrs. JOHN WRIGHT, R. S. CHICK, JOHN A. METTS, and A. W. THOMSON.

From Williamsburg.—Mr. JOHN A. SALTERS.

From York.—Messrs. R. G. MCCAW, GEO. W. WILLIAMS, WM. GILES, and RICHARD A. SPRINGS.

A quorum of the members being present, the House then proceeded to the election of a Speaker to preside over its deliberations; and on an examination of the ballots, it appeared on the sixth ballot that Mr. J. IZARD MIDDLETON, a

Representative from Prince George Winyaw Election District, received sixty-one votes, and was elected.

Whereupon, Mr. MIDDLETON was conducted to the Chair by Messrs. BLAKENEY, HUGER, and IRBY, a Committee appointed for that purpose, and addressed the House as follows:

Gentlemen of the House of Representatives:

Be pleased to accept my most sincere and cordial thanks for the distinguished honor you have conferred upon me by selecting me as your Presiding Officer.

But whilst I offer you my thanks, I must acknowledge that I feel no little diffidence and embarrassment in assuming the responsibilities of the Chair, and approaching the discharge of its functions.

Errors and omissions must accompany the performance of the duties your kindness has this day devolved upon me; and I must, beforehand, solicit your indulgence for those errors and omissions.

It is manifest that the Chair cannot, unaided by the House, preserve that order and decorum, and enforce adequately those rules of proceeding, which are indispensable in all deliberative assemblies. I must, therefore, invoke your aid and co-operation. And permit me to say, that I have a firm reliance on those assembled around me—on you, gentlemen, who hold the high position of Representatives of the People of South Carolina. I feel that you will ever be prompt in vindicating the dignity and honor of the House, and ready to maintain the just authority of the Chair.

Permit me once more, gentlemen, to express my profound acknowledgments for the favor you have done me, and the confidence you have reposed in me; and be assured that it shall be my constant study to merit that favor and to justify that confidence.

The House then proceeded to the Election of Clerk.

On motion of Mr. MEMMINGER,

Ordered, That the Election of the other Officers of this House be postponed till to-morrow.

The following Message was received from the Senate:

IN THE SENATE, NOVEMBER 6, 1848.

Mr. Speaker and Gentlemen of the
House of Representatives:

Senate inform your House that they have met and formed a quorum, have elected ANGUS PATTERSON President, WM. E. MARTIN Clerk, and JOHN T. GOODWYN Reading Clerk, and are ready to proceed to business.

By order of the Senate.

ANGUS PATTERSON, *President.*

On motion of Mr. MEMMINGER,

Resolved, That the Rules of the last House of Representatives be adopted as the Rules of the present House, saving that so much of the 58th Rule as requires Resolutions to lie over for a day, on the demand of ten members, be suspended during the present extra session.

Mr JAMES H. ADAMS, from the Committee appointed to count the ballots cast for Clerk, reported, that THOMAS W. GLOVER received one hundred and nine votes, being the whole number cast; whereupon the Speaker announced that THOMAS W. GLOVER is elected Clerk of the House of Representatives, and administered to him the constitutional oath of office.

On motion of Mr. PRINGLE,

Ordered, That a Committee be appointed to wait on His Excellency the Governor, and inform him that a quorum of the House had assembled, and were ready to receive any communication he may be pleased to make.

Whereupon the Speaker appointed the following gentlemen of the Committee: Messrs. PRINGLE, SULLIVAN and TILLINGHAST.

On motion of Mr. MEMMINGER,

The following Message was sent to the Senate:

IN THE HOUSE OF REPRESENTATIVES, Nov. 6, 1848.

Mr. President and Gentlemen:

This House informs the Senate that a quorum has assembled, and elected the Hon. J. IZARD MIDDLETON Speaker, and THOMAS W. GLOVER Clerk, and is now ready to proceed to business. By order of the House.

J. IZARD MIDDLETON, *Speaker.*

On motion of Mr. W. D. DESAUSSURE,

Resolved, That the Reporter for the Telegraph Newspaper be allowed a seat on the floor of this House.

On motion of Mr. MEMMINGER, so much of the vote taken to postpone till to-morrow the Election of the remaining officers of the House as embraces the Reading Clerk was reconsidered, and the House proceeded forthwith to a ballot for Reading Clerk.

Mr. PRINGLE, from the Committee appointed to wait on his Excellency the Governor, reported that they had performed the duty assigned to them, and that the Governor would communicate to the House immediately.

The following Message was then received from the Governor, and read by BEAUFORT T. WATTS, Esq., his Private Secretary:

EXECUTIVE DEPARTMENT,
Columbia, 6th Nov., 1848.

To the Honorable the Speaker and
Members of the House of Representatives:

GENTLEMEN: The promptness with which you have assembled here, out of the ordinary term of your regular annual Session, gives assurance that you will enter upon the duty confided to you by your constituents in a spirit suited to the importance and dignity of the occasion. For the agency I have had in calling you together I do not feel called on to offer any apology, although it may have subjected many of you to inconvenience.

Nothing but an imperative sense of duty could have impelled me to such a measure.

The Constitution of the United States authorizes every State in the Union to appoint, in such manner as the Legislature thereof may direct, a number of Electors of President and Vice President of the United States, equal to the whole number of Senators and Representatives to which such States may be entitled in the Congress of the United States; and provides that the time of choosing the Electors, and the day on which they shall give their votes, which shall be the same throughout the United States, shall be determined by Congress.

As the Law stood prior to 1845, the Electors to which this State was entitled were appointed by joint ballot of the Senate and House of Representatives, on the Tuesday preceding the first Wednesday in December, in every fourth year succeeding the last Election of President and Vice President; and this manner of appointment has been used from the time of the adoption of the Federal Constitution down to the present day. But by Act of Congress passed in January, one thousand eight hundred and forty-five, the Tuesday next after the first Monday in the year in which they are to be appointed is imperatively set apart as the day on which they are to be appointed for every State in the Union.

To-morrow is that day; and to enable you to discharge that duty was the object of asking your attendance here. And in this I pray that you may be directed by unerring wisdom.

DAVID JOHNSON.

On motion of Mr. MEMMINGER, the Message was ordered to *lie on the Table*, and to be printed.

On motion of Mr. MEMMINGER,

Resolved, That the appointment of Electors of President and Vice Presiden of the United States, for the term to commence on the fourth day of March next, be made by ballot of the Legislature of this State, in the Hall of the

House of Representatives, at 12 o'clock, Meridian, to-morrow, the 7th instant; being the day appointed for that purpose by the Act of Congress, approved the 23d of January, 1845.

Resolved, That a Message be sent to the Senate asking their concurrence in the foregoing Resolution.

The Resolution and Message were accordingly sent to the Senate, asking their concurrence.

The following Resolution, submitted by Mr. MEMMINGER, was considered and agreed to, and ordered to be sent to the Senate for concurrence:

Resolved, That the present Session of the Legislature be adjourned on Tuesday, the 7th instant.

Mr. N. HEYWARD, Jr., a Member elect from St. Bartholomew's attended, was sworn and took his seat.

Mr. ALSTON, from the Committee appointed to count the ballots cast for Reading Clerk, reported, that Wm. B. Ioor received 54 votes; Joseph C. Holmes 11; W. G. Coleman 17; J. A. Moore 20; and A. Herbemont 14; and that, 59 being a majority, there is consequently no election.

The House then proceeded to a second ballot for Reading Clerk.

On motion of Mr. YANCEY,

Ordered, That when this House adjourns, it shall be adjourned to meet at half-past 9 o'clock, A. M., to-morrow.

On motion of Mr. TILLINGHAST, the House adjourned at 10 minutes past 5 o'clock, P. M.

TUESDAY, NOVEMBER 7, 1848.

At the hour to which the House was adjourned the Clerk called the Roll, when the Speaker took the Chair, and a quorum being present, the Journal of yesterday's proceedings was read.

The following message was received from the Senate:

IN THE SENATE, NOVEMBER 6, 1848.

Mr. Speaker and Gentlemen:

Senate inform your House that they have appointed Messrs. WITHERSPOON, MAZYCK, DETREVILLE, GRIFFIN, MOSES, IRBY, HANNA, CANNON, and EAVES

a special Committee on the part of Senate, to nominate suitable persons for Electors of President and Vice President of the United States, and respectfully ask your House to appoint a similar Committee to meet the Committee of Senate for that purpose.

By order of the Senate.

ANGUS PATTERSON, *President.*

On motion of Mr. MEMMINGER, the Message was ordered to *lie on the table.*

Mr. EDWARD D. JERMAN, a Member elect from St. James' Santee Election District, appeared, produced his credentials, was sworn and took his seat.

Mr. BARTON, from the Committee appointed to count the votes given for Reading Clerk at the second ballot, reported that WILLIAM B. IOOR received 71 votes, which was a majority; whereupon the Speaker announced that Mr. IOOR is duly elected Reading Clerk, and administered to him the constitutional oath of office.

On motion of Mr. ADAMS, the House then proceeded to a ballot for Messenger.

Mr. J. P. REED submitted the following Resolution, which he stated embodied the sentiments, and was offered in behalf, of the Pendleton Delegation:

Resolved, That South Carolina cannot, consistently with her long cherished principles and a due regard to her dearest rights, vote for either Gen. CASS or Gen. TAYLOR, for President of the United States; and that it is expedient that her electoral vote be cast for some third person of sound Southern Democratic principles and incorruptible integrity.

On motion of Mr. MEMMINGER,

The Resolution was ordered to *lie on the table.*

On motion of Mr. SULLIVAN, the House then proceeded to a ballot for Doorkeeper.

On motion of Mr. HENRY, the use of the Hall was granted to Mr. RHINEHART this evening, for the purpose of delivering a lecture on the importance and practicability of establishing a direct trade and intercourse between the Southern States and China.

Mr. BOUKNIGHT, from the Committee appointed to count the ballots cast for Messenger, reported that E. S. J. HAYES received 76 votes, which is a majority; whereupon the Speaker announced that he was duly elected, and administered to him the constitutional oath of office

Mr. MEMMINGER submitted the following Resolutions, which were ordered to be considered immediately, were agreed to, and ordered to be sent to the Senate for concurrence:

Resolved, That the Presiding Officer of each branch of the Legislature do issue to the Clerks of their respective Houses a Pay Bill for the sum of Fifty Dollars; and to each of the other officers of each House a Pay Bill for the same pay and mileage as are allowed to the members of the Legislature—the same to be a compensation for the services of each of the said officers during the present Extra Session.

Resolved, That the President of the Senate be authorized to issue to the Librarian a Pay Bill for the *per diem* pay allowed a member, to be a compensation to the said Librarian for his services during the present Session.

The Speaker announced that Mr. W. McKenzie Parker is appointed Cashier, and Mr. Noble Deputy Cashier, of this House.

The following Message was received from the Senate:

In the Senate, November 7, 1848.

Mr. Speaker and Gentlemen of the House of Representatives:

Senate concur in the Message from your House, proposing to Senate to go into a ballot for Electors of President and Vice President of the United States this day, at 12 o'clock meridian. By order of the Senate.

ANGUS PATTERSON, *President.*

Mr. CALHOUN, from the Committee appointed to count the ballots cast for Doorkeeper, reported that James McElhenny received 110 votes, which is a majority. Whereupon the Speaker announced that he is duly elected Doorkeeper, and administered to him the constitutional oath of office.

Mr. ADAMS submitted the following Resolution, which was ordered to be considered immediately, was agreed to, and ordered to be sent to the Senate for concurrence:

Resolved, That the Clerks of the two Houses do advertise for proposals to execute the Printing of the General Assembly, to be laid before the two Houses at the Regular Session.

On motion of Mr. MEMMINGER,

A Message was ordered to be sent to the Senate, informing that Body that William B. Ioor is elected Reading Clerk of this House.

On motion of Mr. MEMMINGER,

Business was suspended at 3 minutes past 11 till 45 minutes past 11 o'clock a. m.

(RECESS.)

When the Speaker resumed the Chair.

The Senate returned, with their concurrence, a Resolution to adjourn the present Session of the General Assembly;

A Resolution as to the pay of officers of both branches of the General Assembly; and

A Resolution directing the Clerks to advertise for the Public Printing;

And also a Resolution for the appointment of Electors of President and Vice President of the United States.

The Senate then attended and joined the House in a ballot for Electors of President and Vice President of the United States.

On motion of Mr. MEMMINGER,

Resolved, That the Keeper of the State House be directed to procure screens to protect the back seats in the Hall of the House, and also a proper carpet for the lobby between the two Halls.

Mr. CHICK, from the Committee appointed to count the ballots cast for Electors of President and Vice President of the United States, reported that B. F. PERRY received 129 votes; THOMAS LEHRE, 129; N. R. EAVES, 129; ALEX'R. EVINS, 129; JOHN L. MANNING, 129; J. M. COMMANDER, 1; W. J. HANNA, 129; P. C. CALDWELL, 129; J. B. CAMPBELL, 129; B. G. ALLSTON, 129; BLANK, 8; H. A. DESAUSSURE, 27; H. W. CONNER, 27; F. N. GARVIN, 27; WILLIAM WOODBERRY, 27; PHILIP TIDYMAN, 27; W. GILMORE SIMMS, 27; ANDREW F. LEWIS, 27; J. HARLESTON READ, Sr., 27; JAMES E. DAVID, 26; C. W. DUDLEY, 1.

Eighty-three votes being a majority, the Speaker announced that Messrs. BENJAMIN F. PERRY, THOMAS LEHRE, N. R. EAVES, ALEX'R. EVINS, JNO. L. MANNING, W. J. HANNA, P. C. CALDWELL, J. B. CAMPBELL, and B. G. ALLSTON, were duly elected Electors of President and Vice President of the United States.

The Senate, by their Clerk, informed the House that they had finished the business of the present Session of the General Assembly, and were now ready to adjourn *sine die*.

Mr. SULLIVAN submitted the following Resolution, which was considered immediately, and was agreed to, and was ordered to be sent to the Senate for concurrence:

Resolved, That the Electors of President and Vice President be informed of their election through the Clerks of the respective Houses of this Legislature.

Mr. MEMMINGER submitted the following Resolution, which was considered immediately, and was agreed to, and was ordered to be sent to the Senate for concurrence.

Resolved, That the Presiding Officers of the two Houses be requested to inform his Excellency the Governor that the Legislature have appointed BENJAMIN F. PERRY, THOMAS LEHRE, N. R. EAVES, ALEX'R. EVINS, JOHN L.

MANNING, WILLIAM J. HANNA, P. C. CALDWELL, JAMES B. CAMPBELL, and BENJAMIN G. ALLSTON, Electors, on the part of this State, for the election of a President and Vice President of the United States, for the term to commence on the fourth day of March next.

The Senate returned with their concurrence a Resolution directing the Clerks of the two Houses to inform the Electors of President and Vice President of their election; and also a Resolution requesting the Presiding Officers of the two Houses to inform the Governor of the names of the Electors of President and Vice President of the United States.

On motion of Mr. YANCEY,

Ordered, That a message be sent to the Senate informing that body that the House was now ready to adjourn the present Session of the General Assembly.

Messages for an adjournment having been interchanged,

On motion of Mr. TUPPER, the Speaker adjourned the House of Representatives *sine die* at 35 minutes past 2 o'clock, P. M.

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OF THE

HOUSE OF REPRESENTATIVES

OF THE

STATE OF SOUTH CAROLINA;

BEING

THE ANNUAL SESSION OF 1848.

COLUMBIA, S. C.
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JOURNAL

OF THE

HOUSE OF REPRESENTATIVES

OF THE

STATE OF SOUTH CAROLINA.

MONDAY, NOVEMBER 27, 1848.

GENERAL ASSEMBLY OF THE STATE OF SOUTH CAROLINA: begun and held at the Capitol in Columbia, on the twenty-seventh day of November, in the year of our Lord one thousand eight hundred and forty-eight; on which day, being that fixed by the Constitution for the meeting of the General Assembly,

The Hon. J. IZARD MIDDLETON, the Speaker, (a Member from Winyaw,) and the following Members of the House of Representatives, appeared and took their seats:

From Abbeville.—Messrs. B. Y. Martin, Edward Noble, Geo. W. Pressly, Joel Smith and Thomas Thompson,

From Barnwell.—Messrs. Lewis M. Ayer, Jr., W. A. Owens, C. C. Hay. and Gideon Evans

From Charleston.—Messrs. James Simons, W. G. DeSaussure, Nelson Mitchell, Charles Macbeth, W. Alston Pringle, James Tupper, John E. Carew, John Cuningham, Richard F. Reynolds, and Alfred H. Dunkin.

From Chester.—Messrs. J. B. McCully, Saml. McAliley, and Thos. W. Moore.

From Chesterfield.—Messrs. J. W. Blakeney and William Hough.

From Claremont.—Messrs. J. B. Witherspoon, Jas. M. Nelson, and J. D. Ashmore.

From Clarendon.—Messrs. S. W. WITHERSPOON and J. J. INGRAM.

From Darlington.—Messrs. JOHN P. ZIMMERMAN, and E. AUGUSTUS LAW.

From Edgefield —Messrs. JNO. LAKE, R. B. BOUKNIGHT, ABRAHAM JONES, BENJAMIN C. YANCEY, and JNO. TOMKINS.

From Fairfield.—Messrs. JESSE T. OWENS, WILLIAM R. ROBERTSON J. D. AIKEN, and DAVID CROSBY.

From Greenville.—Messrs. EDWD. H. EARLE, ELIAS EARLE, G. F TOWNES, and HENRY SMITH.

From Kershaw.—Messrs. JAMES CANTEY, and A. H. BOYKIN.

From Lancaster.—Messrs. GEORGE MC. WITHERSPOON and THOMAS J. WRIGHT.

From Saxe Gotha, (Lexington.)—Messrs. W. FORT and JOHN C. GEIGER.

From Liberty, (Marion.)—Messrs. WILLIAM EVANS, JAMES HASELDEN, and JAMES R. BETHEA.

From Marlboro'.—Messrs J. W. HARRINGTON, and W. J. COOK.

From Newberry.—Messrs. R. MOORMAN, H. SUMMER, and R. PITTS.

From Orange.—Messrs. DONALD R. BARTON and LAWRENCE M. KEITT.

From Pendleton.—Messrs. DAVID S. TAYLOR, WM. HUNTER, J. P. REED, E. ALEXANDER, Jr., and J. T. WHITEFIELD.

From Winyaw.—Messrs. J. R. EASTERLING and J. HARLESTON READ, Jr.

From Richland.—Messrs. JNO. S. PRESTON, JAMES H. ADAMS, W. D. DESAUSSURE, and JOHN WALLACE.

From Spartan, (Spartanburg.)—Messrs. R. W. FOSTER, J. E. HENRY, B. B. FOSTER, J. P. MILLER, and E. P. SMITH.

From St. Andrew's.—Mr. W. MCKENZIE PARKER.

From St. Bartholomew's.—Messrs. JOSIAH B. PERRY and NATH. HEYWARD, Jr.

From St. George's, Dorchester.—Mr. E. BROWNLEE.

From St. James', Goose Creek.—Mr. J. C. MCKEWN.

From St. John's, Berkley.—Mr. JNO. HARLESTON.

From St. John's, Colleton.—Mr. E. M. SEABROOK.

From St. Luke's.—Mr. R. L. TILLINGHAST.

From St. Matthew's.—Mr. JACOB M. DANTZLER.

From St. Paul's.—Mr. W. B. R. MITCHELL.

From St. Peter's.—Messrs. A. M. RUTH and A. M. MARTIN.

From St. Stephen's.—Mr. THEODORE S. MARION.

From St. Thomas and St. Dennis.—Mr. J. B. POYAS.

From Union.—Messrs. JOHN WRIGHT, R. S. CHICK, JOHN A. METTS, and A. W. THOMSON.

From York.—Messrs. R. G. McCaw, Geo. W. Williams, Wm. Giles, and Richard A. Springs.

From Laurens.—Messrs. C. P. Sullivan, P. L. Calhoun, and J. D. Williams.

From St. James', Santee.—Mr. E. D. Jerman.

A quorum of the members being present, the Speaker took the Chair, and the Journal of the proceedings of the last day of the last session was read.

On motion of Mr. BLAKENEY,

Ordered, That the Reporter of the Charleston Mercury be allowed a seat on the floor of the House.

Mr. A. J. HARVEY, a member elect from St. John's, Berkley, appeared, produced his credentials, was sworn and took his seat.

On motion of Mr. Simons,

Ordered, That the Reporter of the Charleston Courier be allowed a seat on the floor of the House.

The following message was received from the Senate and ordered to *lie on the table:*

In the Senate, Nov. 27, 1848.

Mr. Speaker and Gentlemen:

Senate inform your House that they have met, and formed a quorum, and are now ready to proceed to business.

By order of the Senate.

ANGUS PATTERSON, *President.*

A message was ordered to be sent to the Senate, informing that body that this House had met, formed a quorum, and was ready to proceed to business.

On motion of Mr. READ,

Ordered, That a Committee be appointed to wait on His Excellency the Governor, and inform him that this House had met and proceeded to business, and was ready to receive any communication he may be pleased to make. Whereupon, the Speaker appointed the following gentlemen of the Committee: Messrs. Read, Seabrook, and Hay.

On motion of Mr. SULLIVAN,

Ordered, That the Reporter of "The Spartan" be allowed a seat on the floor of the House.

Mr. HENRY presented the petition of sundry citizens of Spartanburg, against the Rolling Mill Road in said District; which was referred to the Committee on Roads, Bridges, and Ferries;

Also, the Petition of sundry citizens of Spartanburg District, praying aid in establishing a School for the Deaf and Dumb of this State, out of the surplus now appropriated for that purpose and undrawn; which was referred to the Committee on Education.

Mr. POYAS presented the Return of the Commissioners of Free Schools, for St. Thomas and St. Dennis, for 1848; which was referred to the Committee on Education.

Mr. HARLESTON presented the Petition of sundry citizens of the Parishes of St. John's, Berkley, and St. James', Goose Creek, praying that a certain Road in said Parishes may be established as a Public Road; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. McCAW presented the Return of the Commissioners of Free Schools, for York District, for 1848; which was referred to the Committee on Education;

Also, the Petition of sundry citizens of York District, praying that a Road may be opened from Hambright's to the Public Road leading from Rutherfordton, North Carolina; which was referred to the Committee on Roads Bridges, and Ferries.

Mr. ADAMS presented the Petition of the Palmetto Society, praying an Act of Incorporation; which was referred to the Committee on Incorporations.

Mr. TOWNES submitted the Presentment of the Grand Jury of Greenville District, recommending legislation to reduce the number of State Witnesse ; which was referred to the Committee on the Judiciary.

Mr. ROBERTSON submitted the Presentments of the Grand Jury of Fairfield for fall term 1848.

So much as presents the carrying of concealed deadly weapons, was referred to the Committee on Grievances.

So much as recommends a change in the present Free School system of the State, and the education and preparation of the beneficiaries for instructors in primary schools, was referred to the Committee on Education.

Mr. HENRY SMITH presented the Petition of the Fork Shoal Baptist Church, praying to be incorporated; which was referred to the Committee on Incorporations.

Mr. READ, from the Committee appointed to wait on His Excellency the Governor, reported that they had performed that duty, and that the Governor would communicate to the House to-morrow at half past 1 o'clock P. M.

Mr. PRINGLE presented the Petition of the Charleston Bridge Company, for a recharter; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. SIMONS presented the Petition of the Baltimore and Southern Packet Company, praying to be allowed to employ slaves and free persons of color on

board their ships; which was referred to the Committee on Colored Population.

Mr. SUMMER presented the Petition of sundry citizens of Newberry District, praying for the incorporation of the Churches of St. Lukes, Colony, Liberty Hill, and Beth Eden, with the parsonage attached to Beth Eden, as Evangelical Lutheran Churches in connexion with the Evangelical Lutheran Synod of South Carolina and the adjacent States; which was referred to the Committee on Incorporations.

Also, the Petition of sundry citizens of Newberry District, praying for the establishment of a school for the education of the Deaf and Dumb, under the supervision of the State; which was referred to the Committee on Education.

Mr. GILES submitted the Presentment of the Grand Jury of York District for fall term 1848, presenting the pernicious and demoralizing practices of betting on and treating at elections; which was referred to the Committee on Privileges and Elections.

Mr. PERRY presented the Petition of sundry citizens of St. Bartholomew's Parish, praying that mileage may be allowed to Constables on Magistrates' Executions; which was referred to the Committee on the Judiciary;

Also, the Petition of Martin Jacques, praying for the charter of a Bridge over Edisto river, at the old saw-mill landing; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. BROWNLEE presented the Petition of Timothy W. Harley, praying for the recharter of a Bridge in St. George's Parish called Four Hole Bridge; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. BLAKENEY presented the Return of the Commissioners of Free Schools for Chesterfield District for the year 1848;

Mr. REED presented the Return of the Commissioners of Free Schools for Anderson District for the year 1848; and

Mr. PITTS presented the Return of the Commissioners of Free Schools for Newberry District for the year 1848; which were severally referred to the Committee on Education.

Mr. HENRY submitted the following Resolution; which was ordered for consideration to-morrow:

Resolved, That a Committee of be appointed by the Chair, to report such standing Rule or Rules of the House as may enable Members to ascertain their rights to particular locations on the floor of the House; and, further, to report such Resolutions or other action as may be necessary to carry out the principles of this Resolution.

Mr. REYNOLDS submitted the following Resolution; which was ordered for consideration to-morrow:

Resolved, That the 18th Rule of the House be so amended as to provide for an additional Standing Committee on "Commerce, Manufactures and Mechanical Industry," to consist of nine Members; and it shall be the duty of said Committee to consider and report upon such matters appertaining to those interests respectively as may, by Petition, Resolution or otherwise, be brought to the notice of this House, and be committed to said Committee.

Mr. SULLIVAN gave notice that he will ask leave to-morrow to introduce a Bill to provide for the election of Electors of President and Vice President of the United States by the people of South Carolina.

Mr. PRINGLE gave notice that he will ask leave to-morrow to introduce a Bill to recharter the Charleston Bridge Company.

Mr. CAREW gave notice that he will ask leave to-morrow to introduce a Bill for the inspection of flour in the City of Charleston.

Mr. DUNKIN gave notice that he will ask leave to-morrow to introduce a Bill to provide for the better and more convenient mode of collecting the Taxes assessed by the Commissioners of Cross Roads of Charleston Neck, and for other purposes;

Also, a Bill to repeal the 4th section of an Act amending the law to regulate the performance of Patrol duty on Charleston Neck, passed in 1837, and for other purposes.

Mr. ADAMS submitted the following Resolution; which was ordered for consideration to-morrow:

Resolved, That the Committee on the Lunatic Asylum be instructed to inquire into the expediency of providing for the erection of a building detached from, but adjacent to, the present Asylum, for the reception and accommodation of lunatic, idiotic and epileptic slaves and free persons of color.

On motion of Mr. SIMONS,

Ordered, that when this House adjourns, it shall be adjourned to meet at 12 o'clock M. to-morrow.

On motion of Mr. POYAS, the House adjourned at 1 o'clock P. M.

TUESDAY, NOVEMBER 28, 1848.

At the hour to which the House was adjourned the Clerk called the Roll when the Speaker took the Chair, and a quorum being present, the Journal of yesterday's proceedings was read.

The following additional Members attended and took their seats:

From Charleston.—Messrs. E. HORRY DEAS, WILLIAM H. HOUSTON, D. E. HUGER, Jr., FLEETWOOD LANNEAU and C. G. MEMMINGER.

From St. Luke's.—Mr. THOMAS S. GILLISON.

From Kingston, (Horry.)—Mr. R. G. W. GRISSETTE.

From Laurens.—Mr. J. H. IRBY.

From St. Helena.—Mr. B. J. JOHNSON.

From Pendleton.—Mr. J. W. NORRIS, Jr.

From St. Bartholomew's.—Mr. J. C. OSWALD.

From Williamsburg.—Mr. JOHN A. SALTERS.

From St. John's, Colleton.—Mr. W. JAMES WHALEY.

The SPEAKER laid before the House, the Report of THOMAS W. GLOVER, Clerk of the House, respecting the Public Printing, the Binding of the Rules of the House; and also transmitting to the House, Reports of the "Massachusetts Asylum for the Blind"—of the "American Asylum at Hartford for the Deaf and Dumb"—and of the "Prison Discipline Society of Boston." So much of the Report as relates to the Public Printing, together with the Proposals for the Public Printing, was referred to the Committee on Public Printing. The several Reports transmitted by the Clerk, were referred to the Committee on the Legislative Library, to be deposited in the Library.

The SPEAKER also laid before the House, the Account of P. M. Johnson, for binding two hundred copies of the Rules of the House; which was referred to the Committee on Claims.

Mr. HARRINGTON submitted the Presentments of the Grand Juries of Marlboro' District, for Spring and Fall Terms, 1848; presenting the unsafe and dangerous condition of the Court House, and recommending an appropriation for a new building; which were referred to the Committee on Public Buildings.

Mr. HARRINGTON also presented the Return of Commissioners of Free Schools, for Marlboro' District, for 1848; which was referred to the Committee on Education.

Mr. HARRINGTON obtained leave to withdraw from the files of the House, specifications in relation to the building of Marlboro' Court House, transmitted to this House at the last Session, in the Report of the Committee of Roads and Buildings of the Senate.

Mr. DANTZLER presented the Return of the Commissioners of Free Schools, for St. Matthew's Parish, for 1848;

Mr. KEITT presented the Return of the Commissioners of Free Schools, for Orange Parish, for 1848; and

Mr. W. D. DeSAUSSURE presented the Return of Commissioners of Free Schools, for Richland District, for 1848; which were severally referred to the Committee on Education.

Mr. RUTH presented the Petition of the Trustees of the Black Swamp Academy, praying an act of incorporation; which was referred to the Committee on Incorporations;

Also, the Petition of A. R. Johnston, praying compensation for a Slave executed; which was referred to the Committee on Claims.

And also, the Return of the Commissioners of Free Schools, for St Peter's Parish, for 1848; which was referred to the Committee on Education.

Mr. McKEWN presented the Counter Petition of sundry citizens of St. James', Goose Creek, against the establishment of a Public Road, leading from the Nelson's Ferry Road, one mile below Eutaw, in the Parish of St. John's Berkley, and intersecting with the Gailliard Road, near the residence of G. Whaley, in the Parish of St. James', Goose Creek; which was referred to the Committee on Roads, Bridges and Ferries:

Also, the Return of the Commissioners of Free Schools, for St. James', Goose Creek, for 1848; which was referred to the Committee on Education.

Mr. TOWNES presented the Petition of John T. Ligon, praying for the renewal of a charter for a Bridge over Saluda River; and

Mr. S. W. WITHERSPOON presented the Petition of William McKenzie, praying for the renewal of a charter of a Bridge over Lynch's Creek; which were severally referred to the Committee on Roads, Bridges and Ferries.

Mr. WILMOT G. DeSAUSSURE presented the Account of M E. Munro, Editor of the Southern Patriot and Transcript, for Public Printing; which was referred to the Committee on Claims.

Mr. E. P. SMITH presented the Return of the Commissioners of Free Schools for Spartanburg District, for 1848; and

Mr. A. JONES presented the Return of the Commissioners of Free Schools, for Edgefield District, for the year 1848; which were severally referred to the Committee on Education.

Mr. A. JONES also presented the Petition of the Washington Guards, of Edgefield District, praying an alteration of the Militia Law in relation to Volunteer Companies; which was referred to the Committee on the Military; and

Also, the Petition of sundry citizens of Edgefield District, praying that

Bird C. Mathews be appointed a Magistrate; which was referred to the Committee on Vacant Offices.

Mr. ASHMORE presented the Petition of sundry citizens of Sumter District, praying additional remuneration to James Moore, for a slave executed; which was referred to the Committee on Claims.

Mr. SIMONS persented the Return of the Commissioners of Free Schools for the Parishes of St. Philip and St. Michael, for the year 1848;

Also, the Petition of the Commissioners of Free Schools, for the Parishes of St. Philip and St. Michael, praying the passage of a law to authorize them to raise a fund for the building of Free School houses, and for other purposes; which were severally referred to the Committee on Education.

Mr. HAY presented the Petition of N. G. W. Walker, Sheriff of Barnwell District, praying to be refunded a certain amount paid by him, in furnishing the prisoners under his charge with blankets; which was referred to the Committee on Claims.

Mr. JESSE T. OWENS presented the Petition of John Harrison, Senr., and others, praying that an act may be passed, allowing planters and farmers to prove their accounts; which was referred to the Committee on the Judiciary.

Mr. B. B. FOSTER presented the Petition of J. W. Thompson, praying a recharter of a Ferry over Broad river, near Pinckneyville; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. PRESSLY presented the Petition of sundry citizens of Abbeville District, praying for the appointment of an additional Magistrate; which was referred to the Committee on Vacant Offices.

Mr. PRINGLE presented the Petition of the Northern Volunteers, praying a change of name; which was referred to the Committee on the Military.

Mr. LAKE presented the Petitions of sundry citizens of Edgefield District, praying for a new road leading from Shinburg or Cuffee Town creek in Edgefield District, by Dorn's mills, on Hardlabour creek, and to intersect with the old Cambridge road in Abbeville District; which were referred to the Committee on Roads, Bridges and Ferries;

Also, the Petition of sundry citizens of Edgefield District, praying the appointment of an additional Magistrate; which was referred to the Committee on Vacant Offices.

Mr. DUNKIN presented the account of the Charleston Mercury for public printing;

Mr. S. W. WITHERSPOON presented the Petition of R. S. McFadden, praying compensation for expenses incurred in executing slaves; and

Also, the Petition of P. S. Worsham, praying compensation for executing negroes; which were severally referred to the Committee on Claims.

Mr. SUMMER submitted the Presentments of the Grand Juries of Newberry District, for Spring and Fall Terms 1848 ;

So much as presents the unsafe condition of the Court House, and recommends an appropriation to build a new one, was referred to the Committee on Public Buildings;

So much as suggests the purchase of a tract of land on which to erect a School House for the education of poor children, was referred to the Committee on Education ;

And so much as presents the retailing of Spiritous Liquors, was referred to the Committee on Grievances.

Mr. SUMMER presented the Memorial of the Commissioners of Public Buildings for Newberry District, praying for an appropriation for a new Court House;

Also, the Petition of Y. J. Harrington, Clerk of the Court for Newberry District, praying that the Commissioners of Public Buildings be authorized to remove the records of the Public Officers of the District into the fire proof brick offices on the public square; which were severally referred to the Committee on Public Buildings.

Mr. E. P. SMITH presented the Petition of sundry citizens of Spartanburg District, praying the appointment of an additional Magistrate; which was referred to the Committee on Vacant Offices.

Mr. HAY presented the Petition of Doctor James O. Hagood, praying compensation for medical services rendered a prisoner in jail; which was referred to the Medical Committee.

Mr. BOYKIN presented the Petition of William Hall, praying compensation for injury done him by a public road passing through his land; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. CANTEY presented the Petition of M. M. Levy, late Sheriff of Kershaw, praying to be refunded money erroneously paid on tax executions; which was referred to the Committee of Ways and Means.

Mr. CANTEY submitted the Presentment of the Grand Jury of Kershaw for Fall Term, 1848, recommending but one day for the General Elections; which was referred to the Committee on Privileges and Elections.

Mr. CANTEY also presented the Return of the Commissioners of Free Schools for Kershaw District for 1848; which was referred to the Committee on Education.

Mr. SALTERS presented the Return of the Commissioners of Free Schools for Williamsburg District for 1848; which was referred to the Committee on Education.

Mr. EDWARD H. EARLE presented the Return of the Commissioners of Free Schools for Greenville District for the year 1848; which was referred to the Committee on Education.

Mr. McKEWN presented a Resolution of the Commissioners of Roads for St. James', Goose Creek, in relation to the State Road; which was referred to the Committee on Internal Improvements.

Mr. CALHOUN presented the Petition of sundry citizens of Laurensville, praying that the power to impose and levy a tax may be conferred on the Council, or that the charter of said village be repealed; which was referred to the Committee on Incorporations.

Mr. TUPPER presented the Petition of sundry citizens of this State, for a charter to construct a railroad from or near the City of Charleston to or near Silver Bluff, on Savannah River; which was referred to the Committee on Incorporations.

Also, the Petition of sundry citizens of Charleston, for the establishment of a Branch Pilot for Ashley and Cooper Rivers; which was referred to the Charleston Delegation.

Mr. MOORE presented the Petition of citizens of Chester District, for the establishment of a new place of election; which was referred to the Committee on Privileges and Elections.

Mr. CAREW presented the accounts of A. S. Willington & Co. for Public Printing; which was referred to the Committee on Claims.

Mr. THOMAS THOMPSON submitted the Presentment of the Grand Jury of Abbeville District for Fall Term 1848, presenting the common traffic in intoxicating liquors and the practice of fighting at public places; which was referred to the Committee on Grievances.

Mr. B. Y. MARTIN obtained leave to withdraw the account of A. Herbemont, Clerk of the Court of Appeals at Columbia, presented at the last Session

Mr. J. P. REED presented the Petition of John Brown, praying for the recharter of a Bridge across Savannah River; which was referred to the Committee on Roads, Bridges, and Ferries;

Also, the Petition of the Members of the Associate Reformed Churches of Little Generostee and Shiloh, praying the re-incorporation of their Churches; which was referred to the Committee on Incorporations.

Mr. ROBERTSON presented the Petition of A. W. Yongue, Clerk for the Court of Fairfield District, praying compensation for services rendered the State;

Mr. L. M. AYER presented the Petition of Harmony Lodge No. 17, of Barnwell District, praying compensation for the use of their building as a court house, by order of the Judge; which were referred to the Committee on Claims.

Mr. AYER also presented sundry Petitions from Barnwell District, praying the appointment of J. C. H. Zeigler, J. W. Riley, and G. Y. Patrick as additional Magistrates for said District; which were severally referred to the Committee on Vacant Offices;

Also, the Memorial of sundry citizens of Bull Pond Beat, relative to the magistracy of said Beat; which was also referred to the Committee on Vacant Offices.

Mr. AYER submitted the Presentments of the Grand Juries of Barnwell District for Spring and Fall Terms, 1848.

So much as relates to the Free School System, was referred to the Committee on Education;

So much as presents the License Laws and the retailing of Spiritous Liquors, and the carrying of concealed deadly Weapons, was referred to the Committee on Grievances.

Mr. ZIMMERMAN presented the Return of the Commissioners of Free Schools, for Darlington District, for the year 1848; which was referred to the Committee on Education;

Also, the Petition of sundry citizens of Darlington, praying that the penalties for the obstruction of the passage of fish up Lynche's Creek may be increased; which was referred to the Committee on Internal Improvements.

Mr. W. A. OWENS presented the Petition of Solomon Groves, praying to be refunded a tax twice paid; which was referred to the Committee of Ways and Means;

Also, the Petition of Susannah Connelly, praying that the escheated estate of Harley Connelly may be vested in her; which was referred to the Committee on the Judiciary;

Also, the Return of the Commissioners of Free Schools for Barnwell District, for 1848; which was referred to the Committee on Education.

Mr. SUMMER presented the Petition of Henry Boland, praying that the estate of Elizabeth Kerr, liable to escheat, may be vested in Hamilton F. Boland;

Also, the Petition of J. C. Kerr, Administrator of Peter Kerr, praying that the estate of Elizabeth H. Kerr, deceased, which is liable to escheat, may be vested in the next of kin of Peter Kerr, deceased; which were referred to the Committee on the Judiciary.

Mr. AIKEN presented the Petition of Elijah Gayden, praying the use of a portion of the Rocky Mount Canal; which was referred to the Committee on Internal Improvements;

Also, the Petition of the Officers of the Fairfield Rifle Guards, praying for an Act of Incorporation, and to define the recruiting limits of said Company; which was referred to the Committee on Incorporations.

Mr. GEORGE M'C. WITHERSPOON presented the Return of the Commissioners of Free Schools, for Lancaster District for 1848; and

Mr. HARLESTON presented the Return of the Commissioners of Free Schools, for St. John's, Berkley, for the same year; which were severally referred to the Committee on Education.

Mr. MACBETH presented the Petition of Hannah Thompson, praying for the renewal of Certificate of State six per cent. stock; which was referred to the Committee of Ways and Means;

Also, the Petition of Charles A. Magwood, John Y. Stock, and others, praying to be incorporated as a company of wharf owners, under the name and style of "Exchange and Magwood's Wharves;" which was referred to the Committee on Incorporations.

Mr. BROWNLEE presented the Petition of sundry citizens of St. George's Parish, praying that Poke Swamp may be declared a navigable stream and public highway; which was referred to the Committee on Internal Improvements.

The SPEAKER announced the appointment of the following Standing Committees of this House:

Committee on Privileges and Elections.

J. C. Oswald.

E. M. Seabrook,
William Giles,
David S. Taylor,
James M. Nelson,
R. Moorman,
George M'C. Witherspoon,
Warren DuPre,
J. A. Alston,
R. L. Tillinghast,
W. McKenzie Parker.

Committee of Ways and Means.

C. G. Memminger.

G. F. Townes,
Joel Smith,
A. W. Thomson,
A. H. Boykin,
John S. Preston,
Alfred H. Dunkin,
William Hough,
Jesse T. Owens.

Committee on Federal Relations.

Daniel E. Huger, jr.

James Edward Henry,
Thomas O. Elliott,
John W. Harrington,
G. W. Williams,
James Cantey,
W. A. Owens,
T. W. Moore,
Elias Earle.

Committee on the Judiciary.

C. P. Sullivan.

Nelson Mitchell,
J. H. Irby,
Charles Macbeth,
Charles C. Hay,
R. L. Tillinghast,
Thomas Thompson,
Wilmot G. DeSaussure,
William R. Robertson,

Committee on Internal Improvements.

Benjamin C. Yancey.

William Giles,
B. B. Foster,
John Harleston,
J. C. Oswald,
J. P. Reed,
Samuel McAliley,
John Cuningham,
W. Fort.

Committee on Claims.

James W. Blakeney.

R. G. McCaw,
Lewis M. Ayer, jr.,
David Crosby,
E. Alexander, jr.,
E. D. Jerman,
J. D. Ashmore,
R. B. Bouknight,
J. R. Easterling.

Committee on the Military.

J. H. Adams.

William Evans,
T. J. Pickens,
W. James Whaley,
W. D. DeSaussure,
Nathaniel Heyward, jr.,
A. M. Ruth,
Jesse T. Owens,
James Cantey.

Committee on Roads, Bridges and Ferries.

Henry Summer.

Thomas S. Gillison,
James R. Bethea,
E. Augustus Law,
Donald R. Barton,
John J. Ingram,
E. Brownlee,
Edward H. Earle,
A. J. Harvey.

Committee on Public Buildings.

Thomas J. Wright.

A. J. Harvey,
James Haselden,
William Hunter,
Richard F. Reynolds,
John D. Williams,
R. W. Foster,
William H. Houston,
W. A. Owens.

Committee on Incorporations.

B. Y. Martin.

George W. Pressly,
B. J. Johnson,
E. P. Smith,
John. C. Geiger,
W. Alston Pringle,
Josiah B. Perry,
John Wallace,
James M. Nelson.

Committee on Education.

James Simons.

John Harleston,
Warren DuPre,
G. W. Williams,
T. J. Pickens,
Lawrence M. Keitt,
J. B. Witherspoon,
Elias Earle,
James Tupper.

Committee on Accounts.

J. D. Aiken.

J. B. M'Cully,
John C. Geiger,
W. B. R. Mitchell,
J. W. Norris, jr.
R. Moorman,
R. G. W. Grissette,
Theodore S. Marion,
William J. Cook.

Committee on Colored Population.

John E. Carew.

P. L. Calhoun,
E. M. Seabrook,
R. A. Springs,
J. C. M'Kewn,
Jacob M. Dantzler.
William J. Cook,
Edward Noble,
Abraham Jones.

Committee on District Offices and Officers.

James Edward Henry.

Thomas Thompson,
Wilmot G. DeSaussure,
J. T. Whitefield,
R. S. Chick,
A. M. Martin,
Fleetwood Lanneau,
E. Augustus Law,
S. W. Witherspoon.

Committee on Agriculture.

J. Harleston Read, jr.

Joel Smith,
William Evans,
John Harleston,
W. M'Kenzie Parker,
J. W. Norris, jr.
E. Brownlee,
Abraham Jones,
John Tomkins.

Committee on Grievances.

P. L. Calhoun.

Henry Smith,
John A. Metts,
J. R. Easterling,
Gideon Evans,
J. T. Whitefield,
Alfred Raoul,
R. Pitts,
John D. Williams.

Committee on the Lunatic Asylum.

John S. Preston.

G. W. Pressly,
John A. Salters,
S. W. Witherspoon,
T. W. Moore,
John Wright,
Richard F. Reynolds,
E. Horry Deas,
John Lake.

Committee on Pensions.

G. W. Williams.

J. B. McCully,
P. L. Calhoun,
B. B. Foster,
J. B. Poyas,
Edward H. Earle,
R. G. W. Grissette,
R. B. Bouknight,
B. J. Johnson.

Committee on Public Printing.

G. F. Townes.

J. W. Harrington,
T. J. Pickens,
James Tupper,
E. Brownlee,
R. W. Foster,
E. Augustus Law.

Medical Committee.

John P. Zimmerman.

J. B. Witherspoon,
J. P. Miller,
E. Horry Deas,
J. C. McKewn,
John Lake,
John J. Ingram.

Committee on Vacant Offices.

A. H. Boykin.

E. P. Smith,
John C. Geiger,
David Crosby,
J. A. Alston,
A. M. Martin,
Edward Noble.

Committee on Engrossed Acts.

Nelson Mitchell.

B. J. Johnson.
Lewis M. Ayer, Jr.,
James Tupper,
W. D. DeSaussure.

Committee on the Legislative Library.

W. Alston Pringle.

J. B. Witherspoon, Charles Macbeth,
Alfred H. Dunkin, Edward H. Earle.

Mr. GRISSETTE presented the Return of the Commissioners of Free Schools for Kingston for the year 1848; which was referred to the Committee on Education.

Mr. SULLIVAN submitted the Presentments of the Grand Juries of Laurens for Spring and Fall Terms, 1848:

So much as presents the carrying of concealed deadly weapons, was referred to the Committee on Grievances:

So much as relates to the Returns of the Commissioners of Public Buildings, Roads and Poor, was referred to the Committee on District Offices and Officers:

And so much as recommends a State Penitentiary, was referred to the Committee on the Judiciary.

On motion of Mr. AYER, Mr. GIDEON EVANS was excused from serving on any Committee during the present session of the General Assembly.

Pursuant to notice and by leave of the House, Mr. SULLIVAN introduced a BILL to provide for the election of Electors of President and Vice President of the United States by the people of South Carolina; which was read the first time, and ordered to be read the second time to-morrow.

Mr. REYNOLDS gave notice that he will ask leave to-morrow to introduce a Bill to fix and determine the circumstances under which notes, drafts, bills of exchange and other promissory obligations shall be entitled to days of grace.

Mr. TOWNES gave notice that he will to-morrow ask leave to introduce a Bill to alter and amend the 1st Section of the 3d Article of the Constitution.

Mr. McALILEY gave notice that he will ask leave to-morrow to introduce a Bill to amend the charter of the Charlotte and South Carolina Railroad Company.

Mr. A. M. MARTIN gave notice that he will ask leave to-morrow to introduce a Bill to increase the annual appropriations for the support of Free Schools.

Pursuant to notice, and by leave of the House, Mr. PRINGLE introduced a Bill to recharter the Charleston Bridge Company; which was read the first time, and ordered to be read a second time to-morrow.

Mr. SIMONS gave notice that he will ask leave to-morrow to introduce a Bill to amend an Act entitled "An Act more effectually to prevent free negroes and other persons of color from entering into this State, and for other purposes," passed the 19th December, A. D., 1835.

Also, a Bill to prevent the marital rights of the husband from attaching on the estates of married women.

Mr. HARRINGTON gave notice that to-morrow he will ask leave to introduce a Bill to establish a separate Court of Equity for Marlboro' District, and for other purposes.

Mr. BOUKNIGHT gave notice that on Thursday next he will ask leave to introduce a Bill to amend the 71st Section of an Act entitled "An Act to reduce all Acts and clauses of Acts in relation to the militia of this State to one Act, and to alter and amend the same."

And, that he will ask leave on Wednesday next to introduce a Bill to repeal the Act passed in 1846, diminishing the number of magistrates in this State, and for other purposes.

Message No. 1 was then received from His Excellency the Governor, and read by Beaufort T. Watts, Esq., his Private Secretary, and is as follows:

EXECUTIVE DEPARTMENT,
Columbia, 28th Nov., 1848.

To the Honorable the Speaker and
Members of the House of Representatives:

GENTLEMEN: Having in your recent Session been confined to the discharge of a particular duty, you have convened here now at the time appointed by the Constitution, for the purposes of general legislation, and I cannot too deeply impress on you the importance of this duty. The right of the citizens to select their lawgivers from amongst themselves, is amongst the brightest and most cherished features in the structure of Representative Governments.

The Representative best knows the wants, necessities and opinions of his constituents, and his fidelity and vigilance is secured by the fact, that he himself is governed by, and subjected to the same laws which he ordains for them. But his obligations to his immediate constituents, are not the only responsibilities which he incurs—they are but members of a large community, and their particular interest will be best promoted by consulting the general interest; and in discharge of the sacred duty of legislator, he is responsible to the community at large.

In the discharge of the duties assigned to me by the Constitution, I shall now, and from time to time, endeavor to put you in possession of any information I possess, or may obtain of the condition, and recommend such measures as in my judgment, will best promote the general interest of the State. And you will unite with me in imploring Almighty Wisdom, to aid and direct us in the discharge of our respective duties, so that whatever we may do, shall promote the happiness and prosperity of our beloved State.

The Report of the Comptroller General will put you in possession of the condition of the Finances of the State.

Without entering into the details which will be found in the Report, the result shows that the ordinary revenues of the State, exclusive of the profits of the Bank of the State, and dividends in the Stock owned by the State, in the South Western Rail Road Bank, amounting together to the sum of $108,000, which has been carried to the credit of the Sinking Fund, are in such a condition as to render it unnecessary to increase the public burthens—a measure at all times much to be deprecated, and especially when, as now, the unusually low prices of our staples would render it burthensome to the citizens at large.

The Bank of the State has a very important agency in the management of its fiscal concerns. Great doubts were felt about the propriety of establishing it, when it was originally chartered in eighteen hundred and twelve; and nothing but what was supposed absolute necessity, could even then make it acceptable. It will be recollected that it was during the war with Great Britain, declared in June preceding, which entirely cut off our commerce with Europe; the pecuniary resources of the country having been completely drained by the preceding embargo and non-intercourse; and with a fruitful soil, untiring labor, and abundant productions without a market, even the wealthy Planter, content to forego the luxuries which use had rendered in some degree necessary, found it difficult to meet the demands upon him, for the taxes and other dues to the Government. The State then had in hand some cash, and owned stocks and other productive securities to a considerable amount, and it was thought those would be more beneficially employed in reducing them to cash, and lending it to the citizens on real or personal security, to relieve their necessities. A Loan Office for this purpose was at first contemplated, but it was thought that banking powers and privileges would greatly facilitate its operations, and hence the charter of the Bank of the State, in the form in which we find it. From that time to this, distrust and doubts about the faithful administration of its affairs have pervaded some portions of the State, and I might add, all portions of it in a greater or less degree—and the propriety of closing it, and winding up its concerns, has been suggested. Danger of indiscretion, the want of fidelity in its officers, and of the partiality of its favors, when managed by persons having no immediate interest in its results, are mainly relied on in support of this proposition.

I have felt the full force of these arguments, and if it was now first proposed to establish a Bank with the usual powers on account of the State, and based on its capital, I should unhesitatingly oppose my dissent to it. There is danger that persons having no immediate interest in it, would not exercise the same prudence and circumspection, in the management of it, that they would do in

their own concerns—that they might indulge in personal partialities, at the expense of the Bank, and that they might prostitute it to political party purposes.

There is yet another objection, which strikes me as more imposing. But for the expectation of realizing profits at the expense of its customers, such a thing as a bank would never have been heard of. It is enough that the citizen has contributed his proper proportion towards the common burthens, and the State ought not to accept more at his hand. It may be said, that if there was no Bank of the State, he might find accommodation at other Banks on the same terms, and the result to him would be the same, and that the State had the right to share the profits of banking.

A sovereign State, whose duty it is by every possible means to cherish and conciliate, ought not willingly to put itself in the position of a relentless creditor towards the citizen, without which no Bank could sustain itself. That however is not now the question. Would it be wise and prudent to close the Bank, and wind up its concerns at this time?

There are very many reasons why, in my judgment, this would be inexpedient. I will notice a few only which strike me as entirely satisfactory. According to the report of the Comptroller General, the liabilities of the Bank of all sorts amount to and the citizens of the State, if not the sole, are the principal debtors. The credit system is unhappily so interwoven with our habits of business, that even the severe lessons that we have been taught from time to time by the sudden depressions in the price of our staples, and the consequent derangement in all of our productive pursuits, have not been enabled to correct it. We are therefore now, in consequence of the low price of our agricultural productions, in the midst of one of those revulsions of commerce which inevitably brings with it a scarcity of circulating medium, and an increased demand for it. Close the Bank now, and stop its issues, and at least one source of supply is cut off.

Voluntary payments to the Bank, and every debtor that has the means would be disposed to get rid of that responsibility, would to that extent diminish the circulation; and to force collections, would be productive of incalculable distress to the community.

There is another consideration of equal, if not greater importance. The capital stock and the profits of the Bank, are solemnly pledged on the faith of the State for every dollar she has borrowed, from the year 1820, down to this time. The act of 1838, authorizing what is called the fire loan of two million of dollars, ($2,000,000,) which is amongst the last, makes the same pledges, and the evidence spread on your journals, shows that the agent who effected this loan, and the purchasers of the stock, had regard to them, in the negotiation for the

lean. The character of the Bank itself is involved in these pledges—her neglect to fulfill them, would involve her in disgrace, and compel her to shut her doors. It is, therefore, reasonable to suppose, that it facilitated the negotiation, and increased the appreciation of the stock. I can add nothing to what has been said in the report of the Committee of the Senate, at the session in December, 1846, to show that closing the Bank now, and thus cutting off the profits, would violate these pledges, and be an act of *mala fides*—and the worse that the creditor is without redress. The Bank is the mere creature of the State, which may dispose of its funds as might be thought fit. She is not liable to suit, and the only security which the creditor would have, would be the faith of the State already violated. It is true, that by shutting up the Bank, and calling in the debts due to it, means might be provided for the payment of the public debt. But the fact of cutting off this security for its payment, would inevitably materially affect the price of the stocks, and operate injuriously to the holders—a consequence which I am sure every citizen of the State would deprecate.

It may be asked, if this institution is to be perpetuated and riveted upon our prosperity for all time to come? I hope not. The time may, and I hope will come, when it will be wise and prudent to close it forever. But I would not have the State violate its solemn pledges, and do wrong to its creditors, even at the risk of the dangers to which I believe it would be exposed, in the hands of unworthy and dishonest agents. We have little to apprehend from this source, if past experience is any evidence of what we may expect in the future. The Bank has now been in operation for thirty-five years, and during all that time it has been the depository of all the public treasure; and if there has been any one of its numerous and frequently changing officers (including the branches) wanting in honesty and fidelity; any instance of indulging personal partiality at the expense of the Bank, or the prostitution of its means to unworthy purposes, I have not seen the evidence of it. Losses have occurred, and they are inevitable in all institutions of the kind; but the annual reports of the Bank, show that at least reasonable profits have been realized; and for the time to come, during which we must submit to what I regard as an evil, the Legislature is called on by every consideration of policy and interest, to keep at the head of the institution, as heretofore, able, honest, and faithful agents. When the pledges on the part of the Bank have been redeemed, it would be wise to close its doors forever, and call in its credits in such reasonable annual sums, as the community can bear. And I would on that account, earnestly recommend that there should not be any other pledges involving the capital or profits of the Bank. If they are required for these, or any other purposes, they are under the control of the State.

The increasing prosperity and usefulness of the *South Carolina College*, is so much a matter of pride, that the attention of every one is constantly directed towards it; and I can add but little to what is generally known of its present condition. And under a wise, consistent, and mild, but firm and uniform government, the parts all harmonize, and regularity and order reign within its walls, and emulation amongst the student s; and an increased ambition to acquire knowledge are the necessary fruits.

The extensive additional accommodations for the students, projected by the Board of Trustees at its last annual meeting, have by the liberal means provided by the Legislature at its last annual Session, been completed in a manner that adds greatly to the effect and beauty of the College Buildings, and yet there is no room to spare. The students number now two hundred and fifty-five, including the graduating class, which is thirty-eight in number; but it is probable that their places will be supplied by the formation of a new Freshman class. Virginia, North Carolina, Tennessee, Georgia, Alabama, Mississippi, Louisiana, and Texas, all have representatives amongst the students, and it is not an unreasonable anticipation that the lights of science and literature emanating from this cherished institution, will be seen throughout the entire extent of the Southern portion of our Confederacy. It may, and the time may even now have arrived, when it will be indispensably necessary to enlarge the usefulness of the College by providing for instruction in some branches of the sciences and literature that are not now taught in it But the subject belongs more appropriately to the Board of Trustees, to whose hands it has been wisely confided, and there I willingly leave it.

I should be gratified to present you with an equally flattering account of the condition of our Free Schools. Defective in the frame work of their original structure, they have dragged on a wretched existence, if, indeed, they can be said to exist at all, down to this day, at an immense cost, without any apparent benefits, except in the towns and cities, where, from the denseness of the population, the funds appropriated for their support can be concentrated so as to make its influence felt. Year after year the attention of the Legislature has been called to this subject by my predecessors in office; and again and again legislative committees have been directed to examine into their condition; and whilst all concede and expose the defective operation of the system, no measures have been taken towards its improvement. The will to do it is certainly not wanting, for it is a subject in which every individual has an interest; and I can only account for the apparent apathy, by supposing that no one knows, or has the means of knowing what is wanted to carry it into successful operation, within the means appropriated to that object. The defects of the system were

early seen, and having bestowed some attention to it for many years past, and with opportunities of information accessible to few (I mean a personal knowledge of the localities and population of every portion of the State,) I am utterly unable to suggest any improvement likely to produce results corresponding in any reasonable proportion to the very large sum annually expended in their support. The local Boards of Commissioners cannot be relied on for the necessary information, as they act without concert or uniformity of system; and I suggested to the Legislature at its last session the propriety of appointing a suitable agent, whose duty it should be to visit every portion of the State in detail, charged especially with collecting all the information he could obtain from the local boards, and intelligent individuals; and to propose a plan suited to the occasion. Whatever plan may be devised, I am very confident that it will be found that there will be a great deficiency of competent instructors even in the primary departments of an English education. It is possible that there will be found in every district, a few young persons of both sexes who would, for the purpose of acquiring a suitable education, free of expense, oblige themselves, when qualified, to devote a few years to the instruction of children, for a reasonable compensation; and as a starting point in the improvement of the system, I would recommend that the Boards of Commissioners of the several districts be required by law to inquire for, and select from those offering, a certain number who would be willing to accept these terms, and to place them at suitable schools; the expenses of tuition and subsistence to be provided for out of the common free school fund before it is distributed amongst the districts, or in such other way as you may see fit to prescribe.

In connection with this subject, I take great pleasure in laying before you a communication from the Rev. Dr. Curtis and Son, Principals of the Female High School, at Limestone Springs, and of Mr. J. W. Hudson, Principal of the Mount Zion Academy, at Winnsborough, which contains the liberal and patriotic proposition to receive, in furtherance of any general plan that may be adopted to make the free schools useful, any number of pupils: one of females, and the other of males, not exceeding twelve each, free of any charge for instruction, to be educated for teachers. It is generally known, that these institutions rank amongst the most respectable in the State; and my own observation enables me to state that the government, discipline, and success in instruction, will rank with any other of the same description in the State; and I would recommend earnestly, that at least this initiatory step be promptly taken towards the improvement of the free school system. Other schools, entitled to equal confidence, will doubtless be ambitious to follow this laudable example; and provision ought to be made for such a contingency. I invite your atten-

tion more particularly to this communication, as containing some useful and practical information on the subject of normal schools.

The Citadel Academy at Charleston, and the Arsenal Academy here, will furnish appropriate means of normal instruction in many of the most useful departments of science, and the South Carolina College the means of an education in the highest departments of science and literature.

In my first Message to the Legislature at its last annual session, I took occasion to bring to their notice the subject of Internal Improvements, and as no action was then had upon it, I take the liberty of presenting it to you in the hope that it will receive your early attention. For my general views on the subject I refer you to that Message; but at the expense of some repetition I will state some facts which, in my judgment, deserve especial consideration. All who are familiar with the upper portions of the State know that few, if any of its productions, will bear the expense of transportation by the ordinary means to a market and leave any profits to the producer, except the article of cotton, which is not grown at all in the region bordering the mountains; and even that, at the present low prices, leaves but a small nett income when the charges of transportation are deducted. All descriptions of grain may be transported to our markets from any of the Northern cities at a less expense than from the mountain region, where it is grown in abundance; and, with facilities of transportation, might and would be increased to almost any extent. Lime, which is found in abundance in York and Spartanburg Districts, of superior quality, is shut out even from the market in this place, on account of the difference in the expenses of transportation, by the Thomaston lime. For the same reason our great marts are closed against the iron produced in the interior, and they are supplied from Europe and the Northern States. The same remarks will apply to almost every article of production, the transportation of which is expensive on account of its weight or bulk; and I venture to predict, that unless greater facilities of transportation are supplied, the healthiest and most favored portion of the State will become tenantless. Heretofore they have found a market for their agricultural productions amongst their cotton growing neighbors, but at the present low prices they will find it their interest to raise their own supplies.

The Columbia and Charlotte, and Greenville Railroads, now in the course of construction, when completed, will greatly facilitate transportation in the portions of the country through which they pass; but if the former should stop at Anderson Court House, which I suppose probable, both will terminate in the cotton region, and neither materially aid the mountain districts, and will leave a space of more than an hundred miles between their northern terminations

unprovided for. But no portion of either of these roads has yet been completed, and judging solely from what I know of the scarcity of money and the low prices of produce, these companies will find it difficult to call in the subscripions for stocks, and without the aid of the State, the progress towards their completion must be very slow. And I would earnestly recommend to your consideration the propriety of affording them some assistance towards the completion of these laudable and patriotic enterprises.

Permit me, also, to invite your attention to what I said in the same Message, on the subject of the navigation of our water courses. The subject I know has become stale, and it would seem strange that these natural channels of transportation are destined to remain in their native rudeness and impracticability. All attempts at improvement have been heretofore made at the expense of the State. But I have no doubt that if the exclusive right to the navigation would be conceded, companies would be readily organized with adequate means to improve it, so as to enable them to transport produce at rates greatly below what is now common. But it is believed that this concession cannot be obtained, even from those residing on the banks of the water courses. Those employed in boating as a business, find their account in the increased prices, on account of the difficulty of the navigation; and the planter residing on or near the water courses, finds his in employing his own hands, instead of paying freight. There is, too, something like a natural disinclination to pay tribute for using nature's common highway; and without legislative authority, or aid, these channels are destined to remain forever in their present rude and unimproved condition.

In connection with this subject, I transmit herewith the report of Major William Spencer Brown, a distinguished engineer, of a survey made by him of Broad river, at the instance of the Columbia and Greenville Railroad Company, which contains much valuable information as to the condition of that river.

I had the honor to communicate to the Legislature, at its last session, that, in pursuance of its orders, I had engaged B. C. Pressley, Esq., of Charleston, to prepare and procure to be printed, a Digest of the Laws relating to the Office and Duties of Magistrate; and I have now the pleasure of informing you, that I understand the book has been printed, and will be ready for delivery during the present session. Eight hundred dollars were appropriated towards paying the expense of printing, and it has been paid to Mr. Pressley for that purpose. Whether it will be sufficient to pay for the printing and binding, I have not been informed. No provision has been made to compensate Mr. Pressley for his services, and I will take the liberty of calling your attention to the subject again, when the book shall have been delivered.

A great number of the 10th volume of Cooper's edition of the Statutes at Large, which contains the index of the whole, were burnt by a fire which consumed a number of houses in this place some years ago, and is now out of print. A corresponding number of the other volumes of the edition are useless for the want of the index. I would therefore recommend that provision be made for re-publishing that volume.

That edition brings down the Statutes at Large to the year 1838—since when the annual acts have been printed in a type and paged corresponding with it. And I would recommend that provision be made for collecting them into volumes, and a general index to the whole. None but a very diligent inquirer, would take the trouble of looking into more than ten years of Legislative enactments to find what the law is, and I would suggest as a good general rule, that these compilations should be made at least every tenth year.

I have received, and herewith transmit for your consideration, certain resolutions approving Mr. Whitney's project of a Railroad from Lake Michigan to the Pacific Ocean, and recommend it to the patronage of the Government of the United States, adopted by the Legislatures of the States of Maine, Vermont, Rhode Island, Maryland, Ohio, Tennessee, Georgia, and Alabama. The project is one of the most sublime that has ever been conceived by man. One is astounded by its magnitude, and yet with adequate means no one will now question its practicability—nor will it be doubted that, if carried into execution it would greatly promote the settlement of the wild lands through which it is proposed to carry it, bringing us into communion with our fellow-citizens inhabiting those remote regions, and greatly facilitate commerce.

I have also received from the National Medical Convention, held in May, 1847, in the city of Philadelphia, a memorial, the object of which is to "urge on the various State Governments the adoption of measures for procuring a registration of the births, marriages, and deaths in their several populations." I can add nothing to the argument found in the memorial, which is herewith transmitted, but my approbation of it, in support of the measure.

The present organization of the magistracy, limiting one to each Militia Beat Company, strikes me as affording great facilities in obtaining the necessary information in the country. Confined to limited precincts, acquainted with every family within it, they would find little difficulty in obtaining it. Annual reports from all to the Clerks of the Courts or Commissioners in Equity would bring together all that occurs in each district, and then collected, would present a general view of the subject. In cities, towns, and other incorporated communities, the same end might be even more conveniently attained through the agency of the corporate authorities.

I transmit herewith, a letter from the Hon. W. J. Grayson, the Chairman of a Committee appointed by the Secretary of the Treasury of the United States to select a site on which to erect a Custom House in Charleston, in which he states that he is advised, that according to the laws of the United States, no contract for the purchase can be completed without the consent of the State. One hundred and thirty thousand dollars ($130,000) has been appropriated in Congress for this purpose, and although the site has not yet been selected, the Commissioners are desirous of obtaining the authority of the State to make the purchase, that it may be completed, and the erection of the necessary buildings may be in progress before the next meeting of the Legislature. Not more than two or three acres of ground will be wanted for the purpose, and I have not been able to conceive any well founded objection to authorize the purchase. I submit the matter to your consideration.

By an act of the Legislature, passed on the 18th day of December, 1846, the State granted to the United States all the right, title, and interest of the State to the lands, forts, fortifications and sites for the erection of forts on Sullivan's Island and Shutes's Folly Island, as delineated by a plat of resurvey made by Robert Q. Pinckney: Provided that the act should not take effect until the United States Government shall have conveyed to the State of South Carolina all the right, title, and interest of the United States in the lands lying between the present site of Fort Moultrie and the parade ground, which is indicated as a street in the aforesaid plan of resurvey, and until the said plan of resurvey shall have been deposited in the office of the Secretary of State at Columbia.

On the 28th day of February last the Hon. William L. Marcy, the Secretary of War of the United States, in pursuance of the authority of an act of Congress approved on the 3d March, 1819, executed a deed to the State of South Carolina for all the right, title, and interest of the United States to the land lying between the present site of Fort Moultrie and the parade ground, as provided in the act of the 18th December, 1846, above referred to, which was delivered to me in the course of the last spring, and I was applied to by Col. J. G. Totten, Chief Engineer, in behalf of the United States, to convey to the United States, in form, the lands granted by the act of 1846. Having no direct authority to convey, and being of opinion that, on the performance of the condition contained in the act, the grant became absolute, and the title to the United States perfected, I at first declined to do so. But, upon being urged by the authorities of the United States, I executed, in behalf of the State, a deed, in effect acknowledging the performance of the condition on the part of the United States. Being then and still of opinion that this was nugatory, I

would recommend that an act be passed acknowledging the performance of the condition on the part of the United States, and confirming the grant. Not knowing what course the Legislature would take, I declined to have the deed from the United States put on record, and I would recommend the propriety of providing for that also. I transmit herewith the deed from the United States; a copy of my deed to the United States; a letter from Col. Totten to myself, dated 3d March, 1848; and the correspondence between Capt. Bowman, of the Engineer Department of the United States, and myself, which will put you in possession of all the information that may be required.

I have also received a communication from the Hon. Wm. L. Marcy, Secretary of War of the United States, under date of the 25th April, 1848, enclosing extracts of a letter to him from Frederick A. Smith, Captain Engineers, A. C. E., of the 18th of April, 1848, in which it is stated that five acres of land in Beaufort harbor were granted by this State to the United States, on the 17th December, 1808, for the site of Fort Littleton, (otherwise called Fort Marion)—that commissioners were appointed on the part of the State to mark out its boundaries, but that all efforts to ascertain now where they were have been unsuccessful; and he requests that I would bring the subject to your notice, with a view to some provision for the appointment of commissioners on the part of the State, clothed with authority to ascertain and locate the boundary, in conjunction with an engineer officer, to be designated by the War Department. The request strikes me as reasonable; and I would recommend that commissioners be appointed for the purpose of meeting it. The communication of the Secretary of War is herewith transmitted.

The constant and never ending agitation of the question of slavery between the slaveholding and non-slaveholding States, apart from the issues really involved, will of itself in the end inevitably lead to the most disastrous consequences. The passions of communities, like those of individuals, are roused and inflamed by constant vituperation, however unimportant may be the matter in controversy; and the degree of resentment engendered by it, is in proportion to the magnitude of the matter involved. To us the question is vital; the issues of "life, liberty, and property" are involved in it; the poison of fanaticism is so infused in the masses, that I have charity enough to suppose that many worthy men conscientiously believe that involuntary servitude is a damning curse, and would willingly turn our slaves loose to cut our throats. But the mockery of the more liberal and enlightened politicians of the non-slaveholding States, in disclaiming the authority of Congress to interfere with the institution in the States where it now exists, but protesting against its extension beyond its present limits, is more galling. Do they not know that the encouragement

and protection given to fugitive slaves have rendered property in them of little value in the border States? Do they not know that, circumscribed to the territorial limits they now occupy, they will in a few years exhaust much of the now productive soil, and in their rapid increase in numbers overwhelm their owners, and drive them to seek an asylum elsewhere; and that, by excluding them from additional territories already or hereafter to be acquired, they will, through the agency of Congress, accomplish indirectly what they concede to be unconstitutional? I will not speak of our equal rights as citizens of this Confederation. The argument has been long ago exhausted, and demonstration as palpable as a mathematical conclusion will avail nothing.

The probability is, that whether we will or will not be permitted to carry our slaves into the territory acquired by the treaty with Mexico, will be definitely settled at no distant day. If against us, the question will necessarily arise as to the measures we ought to pursue. All the other slaveholding States have precisely the same interest in this question that we have, and we know that many, if not all of them, feel the same solicitude about it that we do, and it may reasonably be supposed they would readily unite with us in any measure promising relief. With our united, moral, and physical strength, in a just and honorable cause, we can successfully oppose any power that can be brought to bear upon us. Concert as to time and manner of action is indispensable to this unity; and the question now is, when and how this is to be brought about? Is the present time propitious?

We know already, or have abundant reason to suppose, that the present Chief Magistrate of the United States, adopting the Missouri Compromise as a rule, will, if Congress in its folly and madness, in total disregard of reason and right, exclude us entirely from the Mexican territory, interpose the conservative veto power. It is known, too, that in the election of his successor, many of the slaveholding States cast their votes for the candidate who will be elected; and that in all the rest there was great division; more, probably than the results have brought to light; and I take it for granted that it was upon the faith, that, being a Southern man, he would not be unmindful of Southern rights. It cannot be supposed, then, that the States which will vote for him, and the minorities in those States which will vote against him, can be brought to act together in anticipation that our rights will be violated under his administration, he having the power to prevent it. The present time is therefore, in my judgment, unpropitious for action. We ought, notwithstanding, to provide for any contingency. The blow may be struck when we are unaware of our danger, and no time ought to be lost in projecting means to unite the slaveholding States in some common mode of action, when the occasion shall arise; and a

free discussion and interchange of opinion will greatly promote this object in preparing the public mind to meet its consequences. As before remarked, unity of time and concert of action are indispensable to success, and a Southern Convention is the most direct and practical means of obtaining it.

No one State can reasonably hope for success, when acting alone in opposition to the opinions of all the others. The effect of such an attempt would expose them to be overwhelmed in detail. What, it may be asked, will South Carolina do if she is left alone to fight this battle? There are spirits in her bosom that would willingly perish in defence of her rights. But would it be wise to seek such a destiny, as long as there is hope of succor?

DAVID JOHNSON.

On motion of Mr. SIMONS, the Message was ordered to be printed, and made the Special Order of the day for to-morrow at 1 o'clock, P. M.

On motion of Mr. PRINGLE,

Resolved, That the following documents, referred to in the Governor's Message, No. 1, be printed for the use of the House.

1st. Communications from Dr. Curtis & Son, and J. W. Hudson, on the subject of Free Schools.

2d. Major Brown's Report of a survey of Broad River.

3d. The Memorial of the National Medical Convention, on the Registration of Births, Marriages and Deaths.

Mr. WILMOT G. DESAUSSURE gave notice, that he will to-morrow ask leave to introduce a Bill to establish the allowance of days of grace upon bills of exchange at sight.

Pursuant to notice, and by leave of the House, Mr. CAREW introduced a Bill for the inspection of Flour in the City of Charleston; which was read the first time, and ordered to be read the second time to-morrow.

Mr. ROBERTSON gave notice, that he will on Friday next, ask leave to introduce a Bill to amend the law in relation to Judgments by Confession.

Mr. HENRY gave notice, that he will ask leave to-morrow, to introduce a Bill to amend the law as it now stands, in relation to the issuing and renewing of Magistrate's Executions.

Mr. MACBETH presented the Account of John B. Irving, late Sheriff of Charleston District; which was referred to the Committee on Claims.

Mr. PRESTON presented the Memorial of the Town Council of Columbia, praying an amendment of the charter of their corporation, to enable the said Council to issue Stock, for the purpose of raising funds to pay their instalments on subscriptions to the Charlotte and South Carolina, and Columbia and

Greenville, Rail Roads, and to impose and levy a tax to pay the interest on said Stock; which was referred to the Committee on Incorporations.

Mr. B. B. FOSTER presented the Account of Z D. Cottrell, for Printing; which was referred to the Committee on Claims.

Mr. AIKEN gave notice, that he will to-morrow, ask leave to introduce a Bill to incorporate the Fairfield Rifle Guards, and to define the recruiting limits of said Company.

Mr. W. A. OWENS gave notice, that he will ask leave to-morrow, to introduce a Bill to provide an additional remedy for trespasses committed on Real Estate.

The House then proceeded to the consideration of the

GENERAL ORDERS.

The House considered and agreed to a Resolution submitted yesterday by Mr. HENRY, to enable Members to ascertain their rights to particular seats in the Hall of the House; and the Speaker appointed the following gentlemen of the Committee under said Resolution: Messrs. HENRY, YANCEY, MACBETH, KEITT and NELSON.

A Resolution submitted yesterday by Mr. REYNOLDS, to provide for an additional Standing Committee was called for consideration, and on motion of Mr. MEMMINGER, the Resolution was indefinitely postponed.

The House considered and agreed to a Resolution submitted by Mr. ADAMS, to make provision for Lunatic, Idiotic and Epileptic Slaves, in the Lunatic Asylum.

On motion of Mr. McKEWN,

Ordered, That when this House adjourns, it shall be adjourned to meet at 12 o'clock M., to-morrow; and on his motion the House adjourned at 5 minutes past 3 o'clock, P. M.

WEDNESDAY, NOVEMBER 29, 1848.

At the hour to which the House was adjourned the Clerk called the Roll, when the Speaker took the Chair, and a quorum being present, the Journal of yesterday's proceedings was read.

The following additional Members attended and took their seats:

From All Saints.—Mr. JOHN A. ALSTON.

From Christ Church.—Mr. WARREN DUPRE.

From Prince William's.—Mr. ALFRED RAOUL.

The SPEAKER laid before the House the Report of the Clerk of the House transmitting papers relative to the estate of Dr. De La Howe; which was referred to the Abbeville Delegation.

Mr. SALTERS presented the resignation of Iley Coleman, Commissioner in Equity for Williamsburg District; which was referred to the Committee on Vacant Offices.

Mr. B. B. FOSTER presented the Petition of Officers and Members of the Baptist Church at Cedar Springs, praying an Act of Incorporation; which was referred to the Committee on Incorporations.

Mr. G. W. WILLIAMS presented the Account of John E. Grist for printing;

Also, the Account of J. W. Gardner, Constable; which were severally referred to the Committee on Claims.

Mr. TILLINGHAST presented the Return of the Commissioners of Free Schools for St. Luke's Parish, for 1848; which was referred to the Committee on Education.

Mr. TUPPER presented the Petition of "The Female Missionary and Education Society of the First Baptist Church, Charleston," praying an Act of Incorporation; which was referred to the Committee on Incorporations;

Also, the Memorial of James Gadsden, praying a charter of a Railroad from the South Carolina Railroad to the Savannah River, at or near Silver Bluff; which was referred to the Committee on Internal Improvements.

Mr. SALTERS presented the Petition of Jesse Hicks, praying a pension; which was referred to the Committee on Pensions.

Mr J. B. WITHERSPOON presented the Petition of Willis Ramsay, praying compensation for damage done his land by running a public road through it;

Also, the Petition of sundry citizens of Sumter District, praying the repeal of the 12th section of the Road Act of 1830; which were severally referred to the Committee on Roads, Bridges and Ferries;

Also, the Petition of John Ballard, late Tax Collector of Claremont, praying to be refunded certain interest paid; which was referred to the Committee of Ways and Means; and

Also, the Petition of the Sumter Riflemen, praying an Act of Incorporation; which was referred to the Committee on Incorporations.

Mr. SEABROOK presented the Petition of John Townsend, praying for authority to erect and keep up certain Bridges; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. SEABROOK presented the Return of the Commissioners of Free Schools for St. John's, Colleton, for 1848.

Mr. RAOUL presented the Returns of the Commissioners of Free Schools for Prince William's, for the same year.

Mr. OSWALD presented the Return of the Commissioners of Free Schools for St. Bartholomew's, for the same year; and

Mr. MARION presented the Return of the Commissioners of Free Schools for St. Stephen's; which were severally referred to the Committee on Education.

On motion of Mr. AIKEN,

Leave of absence was granted to Mr. CROSBY for the remainder of the week, on account of the indisposition of a member of his family.

Mr. LAKE submitted the Presentment of the Grand Jury of Edgefield District, for Fall Term, 1848, presenting the unsafe condition of the Jail of said District, and recommending that a site be purchased for the erection of a new Jail; which was referred to the Committee on Public Buildings.

Mr. DUPRE presented the Petition of Charles Jugnot and O. B. Hillard, praying the incorporation of the Mount Pleasant Ferry Company; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. HAY presented the Petition of James O. Hagood, F. J. Hay and other citizens of Barnwell District, praying to be incorporated as a religious society; which was referred to the Committee on Incorporations.

Mr. YANCEY presented the account of Burt and Doby, Jailors of Edgefield, for blankets furnished.

Mr. BOUKNIGHT presented the account of W. F. Durisoe for public printing; and

Mr. W. D. DESAUSSURE presented the account of Dr. A. W. Kennedy, for services rendered insolvent prisoners in the Jail of Richland District; which were severally referred to the Committee on Claims.

Mr. PRESTON presented the Petition of the Members of the Palmetto Lodge, No. 5, Independent Order of Odd Fellows, praying an amendment of an Act, granting them a vacant lot in the Town of Columbia; which was referred to the Committee on Education.

Mr. ADAMS presented the Memorial of James Gadsden and others, praying the right to connect by railroad the South Carolina railroad with the waters of Charleston Harbor; which was referred to the Committee on Internal Improvements.

Mr. CAREW presented the Petition of John H. Steinmeyer, praying the establishment of a Ferry across Ashley River; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. REYNOLDS presented the Petition of sundry citizens of Charleston, praying protection against conflagrations, by Legislative action, with reference to steamboats; which was referred to the Committee on Internal Improvements.

Mr. J. D. WILLIAMS presented the Account of S. A. Godman, editor of the Laurensville Herald, for public printing.

Mr. SPRINGS presented the Account of Thomas Merrit, for guarding a prisoner; and

Also the Account of William Merrit, for guarding a prisoner; which were severally referred to the Committee on Claims.

Mr. McKEWN presented the Petition of Caswell Mims, praying compensation for services rendered the State; which was referred to the Committee on Internal Improvements.

Mr. TOWNES presented the Account of O. H. Wells, for public printing; which was referred to the Committee on Claims.

Mr. THOMAS J. WRIGHT presented the Account of Dr. R. W. Ervin, for medical services rendered on a Coroner's inquest; which was referred to the Medical Committee.

Mr. E. H. EARLE presented the Account of Dr. M. B. Earle, for medical services; which was referred to the Committee on Claims.

Mr. T. THOMPSON presented the Return of the Commissioners of Free Schools for Abbeville District for 1848;

Also, the Return of the Commissioners of Free Schools for Abbeville District for 1847: which were severally referred to the Committee on Education.

Mr. T. THOMPSON also presented the Account of Charles H. Allen, editor of the Abbeville Banner, for public printing; which was referred to the Committee on Claims.

Mr. JOEL SMITH presented the Petition of the Presbytery of South Carolina, praying an Act incorporating a Board of Trustees; which was referred to the Committee on Incorporations;

Also, the Annual Report of the Trustees of the Estate of Dr. John De La Howe; which was referred to the Abbeville Delegation.

Mr. GEORGE McC. WITHERSPOON obtained leave to withdraw the Petition of Reuben Bennet, praying for arrears of pension, and presented at the last session.

Mr. BARTON presented the Petition of the Managers of Elections of Orange Parish, praying that elections for Members of the General Assembly may hereafter be held but one day in said Parish, at all the places of election, except at the Court House; which was referred to the Committee on Privileges and Elections.

Mr. NORRIS submitted the Presentment of the Grand Jury of Pickens District, Fall Term, 1848;

So much as proposes a division of Pendleton District into two Election Districts, and so much as recommends a change of the present mode of electing

Electors of President and Vice President of the United States, was referred to the Committee on Privileges and Elections;

So much as relates to the present distribution of the Free School Fund, was referred to the Committee on Education; and

So much as relates to the time of electing the Tax Collector, and the mode of counting the votes, was referred to the Committee on District Offices and Officers.

Mr. NORRIS obtained leave to withdraw the Report of the Commissioners of Free Schools for Pickens District, for 1847, presented at the last Session.

Mr. MOORE presented the Account of J. G. B. Gill; which was referred to the Committee on Accounts.

Mr. McALILEY presented the Memorial of the Charlotte and South Carolina Railroad Company, praying for legislative aid; which was referred to the Committee of Ways and Means.

Mr. GRISSETTE presented the Petition of sundry citizens of Kingston praying that E. D. Richardson may be appointed a Magistrate;

Also, the Petition of citizens of Conwayboro', praying that Julius Anderson may be appointed a Magistrate; which were referred to the Committee on Vacant Offices.

Mr. NORRIS presented the Petition of sundry citizens of Pickens District, praying the discontinuance of the road from William Stribling's Mill to Wm. Sloan's Ferry; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. FORT presented the Petition of sundry citizens of Beat No 3, 15th Regiment, praying that an additional Magistrate may be appointed in said Beat; which was referred to the Committee on District Offices and Officers;

Also, the Petition of citizens of Beats No. 2 and 4, of the Upper Battalion, and Beat No. 3, of the Lower Battalion of the 15th Regiment, praying that the Field Officers of the Regiment may be authorized to divide the said Beats as to form an additional Beat; and

Also, the Petition of citizens of Beat No. 3, Upper Battalion, 15th Regiment, praying a division of said Beat Company; which were severally referred to the Committee on the Military.

Mr. BOYKIN presented the Memorial of the South Carolina Railroad Company, on the funding of its debt to the State; which was referred to the Committee of Ways and Means;

Also, the Account of the Camden Journal, for Public Printing; which was referred to the Committee on Claims.

Mr. MEMMINGER presented the Memorial of the Greenville and Columbia Railroad Company, asking for legislative aid; which was referred to a Special

Committee, of which the Speaker appointed the following gentlemen: Messrs. MEMMINGER, ADAMS, BLAKENEY, SIMONS, JONES, HARRINGTON, INGRAM, J. P. READ and TILLINGHAST.

On motion of Mr. MEMMINGER, a Message was ordered to be sent to the Senate, proposing to that Body the appointment of a similar Committee, to meet and confer with the Committee of this House on said Memorial.

On motion of Mr. MEMMINGER, the House reconsidered the vote referring the Memorial of the Charlotte and South Carolina Railroad Company, praying for Legislative aid to the Committee of Ways and Means, and the same was referred to the Special Committee charged with the consideration of the Memorial of the Greenville and Columbia Railroad Company.

Mr. AIKEN presented the Petition of sundry citizens of Winnsboro,' praying an Act of Incorporation for said town; which was referred to the Committee on Incorporations;

Also, the Return of the Commissioners of Free Schools for Fairfield District for 1848; which was referred to the Committee on Education.

Mr GEIGER presented the Petition of the Pastor and Elders of the Evangelical Lutheran Church, at Sandy Run, Lexington District, praying an Act of Incorporation; which was referred to the Committee on Incorporations.

Mr. J. P. REED presented the Petition of sundry citizens of Anderson District, praying the removal of an Election Ground from Golden Spring to White Plains; which was referred to the Committee on Privileges and Elections;

Also, the Account of Bird & Bridwell, for public printing; which was referred to the Committee on Claims;

Also, the Petition of William Sloan & Co., praying for the charter of a turnpike road; which was referred to the Committee on Internal Improvements.

Mr. B. Y. MARTIN presented the Petition of sundry citizens of Abbeville District, praying the appointment of an additional magistrate; which was referred to the Committee on District Offices and Officers;

Also, the Petition of sundry citizens of said District, praying for a new place of election; which was referred to the Committee on Privileges and Elections.

The House then proceeded to the consideration of the Governor's Message No. 1, which had been made the

SPECIAL ORDER

Of the day, for this day at 1 o'clock P. M.

Mr. SIMONS submitted the following resolution:

Resolved, That so much of the Message No. 1 of His Excellency the Governor, as relates to the Bank of the State of South Carolina, be referred to the Committee of Ways and Means.

On motion of Mr. MEMMINGER, the Resolution was amended by striking out all after the word "*Resolved*," and insert the following: "That so much of the Governor's Message as relates to a recharter of the Bank of the State, be referred to the Committee of the Whole House, and be made the Special Order of the day for Friday next, at 1 o'clock, p. m. And that the remaining part of the Message which relates to the said Bank, be referred to the Committee of Ways and Means.

On motion of Mr. SIMONS,

Resolved, That so much as relates to the College and Free Schools, be referred to the Committee on Education;

That so much as relates to the Citadel Academy at Charleston, and the Arsenal Academy at Columbia; also, so much as relates to the grant by this State to the United States, of the right title and interest of the State to the lands, forts, fortifications, and sites for the erection of forts on Sullivan's Island and Shute's Folly Island, and the deed of the Secretary of War to this State for the land between the site of Fort Moultrie and the parade ground; also, so much as relates to the lands in Beaufort Harbor, granted by this State to the United States for the site of Fort Littleton, and the appointments of commissioners to ascertain and locate the boundaries thereof, be referred to the Committee on the Military.

That so much as relates to Whitney's project of a Railroad from Lake Michigan to the Pacific Ocean; also, so much as relates to a site on which to erect a Custom House in Charleston; and, also, so much as relates to the agitation of the question of Slavery between the slaveholding and non-slaveholding States, and the Territory acquired by the treaty with Mexico, be referred to the Committee on Federal Relations.

That so much as relates to the Digest of the Laws relating to the office and duties of Magistrate; and so much as relates to the republishing of the 10th volume of the Statutes at Large, and the collecting the Statutes since 1838 to the present time in one volume, and a general index thereto, be referred to the Committee on the Judiciary.

And so much as relates to the Memorial of the National Medical Convention of May, 1847, on the subject of the registration of Births, Marriages, and Deaths in the population of the several States, be referred to the Medical Committee.

Mr. SIMONS gave notice that to-morrow he will ask leave to introduce a Bill to require the Sheriffs of the several Districts to make Annual Reports of certain prisoners in their custody.

Pursuant to notice, and by leave of the House, Mr. SIMONS introduced a Bill to amend An Act entitled "An Act more effectually to prevent free negroes

and other persons of color from entering into this State, and for other purposes," passed the 19th day of December, in the year of Our Lord 1835; which was read the first time, and ordered to be read the second time to-morrow.

On motion of Mr. JOEL SMITH,

Resolved, That the use of this Hall be granted to the State Temperance Convention this evening, at 7 o'clock.

Mr. THOMAS J. WRIGHT gave notice that he will to-morrow ask leave to introduce a Bill to repeal the Acts and clauses of Acts of the General Assembly providing a salary for the office of Adjutant General, after the expiration of the term of office of the present incumbent, and for other purposes.

Pursuant to notice, and by leave of the House, Mr. HENRY introduced a Bill to alter and amend the law in relation to Magistrates' executions; which was read the first time, and ordered to be read the second time to-morrow.

Pursuant to notice, and by leave of the House, Mr. WILMOT G. DESAUSSURE introduced a Bill to establish the allowance of days of grace upon Bills of Exchange at sight; which was read the first time, and ordered to be read the second time to-morrow.

Pursuant to notice, and by leave of the House, Mr. TOWNES introduced a Bill to alter and amend the first section of the third article of the Constitution; which was read the first time, and ordered to be read the second time to-morrow.

Mr. BLAKENEY gave notice that to-morrow he will ask leave to introduce a Bill to give the election of Electors for President and Vice President of the United States to the people.

Mr. PERRY gave notice that on Friday next he will ask leave to introduce a Bill to alter and amend the tenth section of the first article of the Constitution, as to allow but one day for the General Elections in this State.

Pursuant to notice, and by leave of the House, Mr. HARRINGTON introduced a Bill to alter the Sittings of the Courts of Equity in the Third Circuit, and to establish a Court of Equity in Marlboro' District; which was read the first time, and ordered to be read the second time to-morrow.

Pursuant to notice, and by leave of the House, Mr. McALILEY introduced a Bill to amend the charter of the Charlotte and South Carolina Railroad Company; which was read the first time, and ordered to be read the second time to-morrow.

Pursuant to notice, and by leave of the House, Mr. BOUKNIGHT introduced a Bill to amend the Act to diminish the number of Magistrates; which was read the first time, and ordered to be read the second time to-morrow.

Pursuant to notice, and by leave of the House, Mr. DUNKIN introduced a Bill to provide for the better and more convenient mode of collecting the taxes

assessed by the Commissioners of Cross Roads of Charleston Neck, and for other purposes; which was read the first time, and ordered to be read the second time to-morrow.

On motion of Mr. OSWALD,

Resolved, That the use of this Hall be granted to the State Agricultural Society of South Carolina to hold its usual meeting on Thursday next.

Mr. MEMMINGER submitted the following Resolutions, which were ordered to be considered immediately, and were read and ordered to be made the Special Order of the day for Friday next, at 1 o'clock, P. M., in Committee of the Whole House:

1. *Resolved*, That it is unwise and inexpedient for a State to engage in Banking, or to subject its resources to the casualties of banking operations.

2. *Resolved*, That the Bank of the State is founded on this erroneous policy, and exposes the public Treasury and the public faith to the hazards incident to Banks.

3. *Resolved*, That it is inexpedient to recharter the Bank of the State, and that measures ought now to be taken to wind up its concerns, during the period of its present charter.

4. *Resolved*, That a Special Committee of each House be appointed, jointly to devise and report at the next Session, the proper measures for carrying into effect the last resolution.

On motion of Mr. ADAMS, said Resolutions were ordered to be printed for the use of the House.

Pursuant to notice, and by leave of the House, Mr. AIKEN introduced a Bill to incorporate the Fairfield Rifle Guards, and to define the recruiting limits of said company; which was read the first time and ordered to be read the second time to-morrow.

Pursuant to notice, and by leave of the House, Mr. DUNKIN introduced a Bill to repeal the fourth section of an Act amending the law to regulate the performance of patrol duty on Charleston Neck, passed in 1837, and for other purposes; which was read the first time, and ordered to be read the second time to-morrow.

Pursuant to notice, and by leave of the House, Mr. W. A. OWENS introduced a Bill to provide an additional remedy for trespasses committed on real estate; which was read the first time, and ordered to be read the second time to-morrow.

Mr. J. HARLESTON READ, Jr. gave notice that he will ask leave to-morrow to introduce a Bill to amend the law in relation to slaves hiring their own time.

Mr. A. W. THOMSON gave notice that he will ask leave on Friday next

to introduce a Bill to abolish the distinction which, by law, now exists between debts due by specialty and simple contract debts in the administration of testators' and intestates' estates, and for other purposes.

Mr. WHITEFIELD presented the Petition of Benoni Fowler and others, praying that a slave in the charge of said Fowler may not be liable to taxation; which was referred to the Committee of Ways and Means;

Also, the Petition of sundry citizens of Anderson District, praying that the line which divides the 4th and 42d Regiments may be changed; which was referred to the Committee on the Military;

Also, the Petition of Clayton Webb and others, praying that New Prospect Baptist Church may be incorporated; and

Also, the Petition of Andrew Stevenson and others, praying that Concord Church may be incorporated; which were referred to the Committee on Incorporations.

Mr. W. A. OWENS presented the Petition of Jacintha Stansell, praying compensation for accommodations furnished to jurymen and constables by the order of a judge, which was referred to the Committee on Claims.

On motion of Mr. JONES,

Ordered, That when this House adjourns it shall be adjourned to meet at 12 o'clock, M., to-morrow.

And, on motion of Mr. WILLIAM EVANS, the House adjourned at 37 minutes past 2 o'clock, P. M.

THURSDAY, NOVEMBER 30, 1848.

At the hour to which the House was adjourned, the Clerk called the Roll, when the Speaker took the Chair, and a quorum being present, the Journal of yesterday's proceedings was read.

Mr. GILES presented the Petition of James M'Cluney, praying that the personal property in his hands, belonging to the late David M'Creight, an illegitimate, may not escheat, but that it may be given to his half-sister, Mary M'Creight; which was referred to the Committee on the Judiciary.

Mr. B. B. FOSTER presented the Petition of sundry citizens of Spartanburg District, praying the removal of an election ground from John C. Zimmerman's to Glenn's Springs; which was referred to the Committee on Privileges and Elections.

Mr. GEIGER presented the Petition of sundry citizens of Lexington District, praying that the question of retailing ardent spirits, to be drunk at the place where sold, may be determined by ballot, by the respective voters of the districts, cities, towns, and villages; which was referred to the Committee on Grievances.

Mr. JERMAN presented the Return of the Commissioners of Free Schools for St. James, Santee, for the year 1848; which was referred to the Committee on Education;

Also, the Petition of sundry citizens of the Parish of St. James, Santee, praying for protection from injury caused by persons coming from a distance and driving off cattle from the neighborhood in which the Petitioners reside; which was referred to the Committee on the Judiciary.

Mr. DEAS presented the Petition of the President and Counsellors of the South-Carolina Medical Association, praying for an Act of Incorporation: which was referred to the Committee on Incorporations;

Also, the Memorial of the Medical Association of South-Carolina, praying the passage of a law to provide for the Registration of Births, Deaths, and Marriages in the State; which was referred to the Medical Committee.

Mr. PRESTON presented the Petition of James S. Guignard, praying that a certain deed of conveyance, by the Superintendent of Public Works, to John J. Kinsler, be annulled; which was referred to the Committee on Internal Improvements.

Mr. J. B. WITHERSPOON presented the Petition of sundry citizens of Sumter, praying for the incorporation of the "Bradford Springs Female Institute Company;" which was referred to the Committee on Incorporations.

Mr. FORT presented the Return of the Commissioners of Free Schools for Lexington District, for 1848; which was referred to the Committee on Education.

Mr. FORT also submitted the Presentments of the Grand Jury of Lexington District, for Spring Term, 1848;

So much as relates to the compensation of Jurors, and Commissioners of the Poor and Free Schools, was referred to the Committee on the Judiciary; and

So much as relates to the election of Electors of President and Vice President of the United States, was referred to the Committee on Privileges and Elections.

Mr. W. D. DESAUSSURE presented the Petition of Asher Palmer, praying payment for services rendered the Legislature; which was referred to the Committee on Claims.

Mr. BOUKNIGHT presented the petition of sundry citizens of Edge-

field District, praying the repeal of the 6th Section of the Act incorporating Edgefield Village, passed in 1847; which was referred to the Committee on Grievances.

Mr. BROWNLEE presented the Petition of Dr. Daniel Flud, praying payment for services rendered on a *post mortem* examination; which was referred to the Committee on Claims.

Mr. W. EVANS presented the Petition of sundry citizens of Marion District, praying for a new road leading down from Mount Church (near James T. Bostick's) to the Lynch's Creek road, to intersect said road at or near the head of Mill Branch, below W. H. Stone's; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. BLAKENEY presented the Petition of A. M. Lowry, late Sheriff of Chesterfield District, praying to be refunded money erroneously paid on Tax Executions; which was referred to the Committee of Ways and Means.

Mr. ROBERTSON presented the Petition of William F. Pearson, praying compensation for services rendered the State; which was referred to the Committee on Claims,

Mr. NELSON MITCHELL presented the Petition of sundry citizens of Charleston, praying a Charter, for the purpose of supplying the citizens of Charleston with water; which was referred to the Committee on Incorporations.

Mr. COOK presented the Account of Dr. C. Smith, for *post mortem* examination; which was referred to the Medical Committee.

Mr. NORRIS presented the Memorial of the Commissioners of Free Schools, for Pickens District; which was referred to the Committee on Education;

Also, the Returns of the Commissioners of Free Schools, for the years 1847 and 1848; which were also referred to the Committee on Education.

Mr. TOWNES presented the Supplemental Report of E. Drayton Earle, late Superintendent of Public Works; which was referred to the Committee on Internal Improvements,

Mr. SULLIVAN presented the Petition of a portion of the citizens of Laurens District, praying an alteration of the Law of Elections;

Also, the Petition of sundry citizens of Laurens District, praying an alteration of the Law in relation to the Election of Members of Congress, the Legislature, and of District Officers; which were severally referred to the Committee on Privileges and Elections.

Mr. SULLIVAN also presented the Petition of the Vestrymen and Wardens of the Church of Epiphany, in the town of Laurensville, praying an Act of Incorporation; which was referred to the Committee on Incorporations.

Mr. IRBY presented the Return of the Commissioners of Free Schools for Laurens District, for the year 1848; which was referred to the Committee on Education.

The SPEAKER laid before the House the Report of the Comptroller General, with the accompanying documents; which was referred to the Committee of Ways and Means; and,

On motion of Mr. MEMMINGER, the Report, with such documents as the Committee of Ways and Means shall direct, was ordered to be printed.

Mr. BOYKIN, from the Committee on Vacant Offices, reported, that the following offices are vacant:—Attorney General, Solicitors of the Northern and Southern Circuits, Treasurer of the Upper Division, Master in Equity for Charleston District, and Commissioners in Equity for the Districts of Darlington, Colleton, Greenville, Horry, Laurens, Newberry, Union, and Williamsburg; which Report was ordered to *lie on the table.*

Mr. IRBY presented the Petition of sundry citizens of Spartanburg District, praying that that portion of said District designated in the Petition, may be attached to the Judicial District of Laurens; which was referred to the Committee on the Judiciary.

Mr. TOWNES presented the Petition of sundry citizens of Greenville District, praying the suppression of the evil of Treating at Elections; which was referred to the Committee on Privileges and Elections.

Mr. W. D. DESAUSSURE gave notice that he will, to-morrow, ask leave to introduce a Bill directing a Census to be taken of the Free White Inhabitants of this State.

Mr. CUNINGHAM submitted the following Resolutions, which were ordered for consideration to-morrow:

Resolved, That a Committee of be appointed, to inquire and report upon the policy and propriety of limiting the issue of Bills or Promissory Notes, payable to order or bearer, by any Bank or corporate body in this State, to the denominations or amounts of twenty, fifty and one hundred dollars, or upwards.

Resolved further, That such Committee report to the next annual session of this Legislature, and by Bill or otherwise.

Pursuant to notice, and by leave of the House, Mr. J. HARLESTON READ, Jr., introduced a Bill to alter and amend the law in relation to slaves hiring their own time; which was read the first time, and ordered to be read the second time to-morrow.

Pursuant to notice and by leave of the House, Mr. THOS. J. WRIGHT introduced a Bill to repeal all Acts and clauses of Acts of the General Assembly, raising a salary for the office of Adjutant General; which was read the first time, and ordered to be read the second time to-morrow.

On motion of Mr. A. M. MARTIN,

Ordered, That a Message be sent to the Senate, proposing to go into an election for Commissioners in Equity, for the Districts of Darlington, Colleton, Greenville, Laurens, Newberry, Union, and Williamsburg, and for Master in Equity for Charleston District, to-morrow, at half past 12 o'clock, P. M.

Mr. MEMMINGER gave notice, that to-morrow, he will ask leave to introduce a Bill to provide a remedy in case of Fraudulent Purchases for Cash;

Also, a Bill to amend the law in relation to Assignments and Preferences of Creditors.

Mr. PERRY submitted the following Resolution, which was ordered for consideration to-morrow:

Resolved, That it be referred to the Committee on the Judiciary, to inquire into the expediency of abolishing the punishment of death in all cases except in that of murder; as also into the expediency of abolishing the punishment of whipping; and that said Committee do likewise inquire into the expediency of establishing a Penitentiary in this State, and that they do report accordingly.

Pursuant to notice and by leave of the House, Mr. SIMONS introduced the following Bills; which were read the first time, and ordered to be read the second time to-morrow:

A Bill to require the Sheriffs of the several Districts of this State to make annual Reports of certain prisoners in their custody; and

A Bill to prevent the marital rights of the husband from attaching to the estates of married women.

The following Messages were received from the Senate, and were ordered to *lie on the table:*

IN THE SENATE, November 30, 1848.

Mr. Speaker and Gentlemen:

Senate concurs in the Message from your House, asking Senate to appoint a Special Committee to meet a Special Committee of your House, to whom were referred the Memorials of the Greenville and Columbia Rail Road Company, and of the Charlotte and South-Carolina Rail Road Company, asking for legislative aid; and has appointed Messrs. BUCHANAN, MAZYCK, CALDWELL, DETREVILLE, PORTER, and I. D. WILSON, a Special Committee to meet the Special Committee of your House on that subject.

By order of the Senate.

ANGUS PATTERSON, President.

IN THE SENATE, November 30, 1848.

Mr. Speaker and Gentlemen:

Senate proposes to your House to go into a ballot for Master in Equity

for Charleston District, and for Commissioners in Equity, for the Districts of Newberry, Laurens, Colleton, Darlington, Horry, Greenville, and Union, to-morrow, at 1 o'clock, P. M.

By order of the Senate.

ANGUS PATTERSON, President.

The House then proceeded to the consideration of the

GENERAL ORDERS.

The following Bills were read by their titles, and referred:

A Bill to provide for the Election of Electors of President and Vice President of the United States by the people of South-Carolina, was referred to the Committee on Privileges and Elections.

A Bill to re-charter the Charleston Bridge Company, was referred to the Committee on Roads, Bridges and Ferries.

A Bill for the Inspection of Flour in the City of Charleston;

A Bill to establish the allowance of days of grace upon Bills of Exchange at sight;

A Bill to alter and amend the first Section of the third Article of the Constitution;

A Bill to alter the sittings of the Courts of Equity in the third Circuit, and to establish a Court of Equity in Marlboro' District; and

A Bill to provide an additional remedy for trespasses committed on Real Estate; were referred to the Committee on the Judiciary.

A Bill to amend an Act, entitled "An Act more effectually to prevent free negroes and other persons of color from entering into this State, and for other purposes," passed the 19th day of December, in the year of our Lord 1835, was referred to the Committee on Colored Population.

A Bill to alter and amend the law in relation to Magistrate's Executions; and

A Bill to amend the Act to diminish the number of Magistrates; were referred to the Committee on District Offices and Officers.

A Bill to amend the Charlotte and South-Carolina Rail Road Company; was referred to the Committee on Internal Improvements.

A Bill to provide for the better and more convenient mode of collecting the taxes assessed by the Commissioners of Cross Roads of Charleston Neck, and for other purposes; and

A Bill to repeal the fourth section of an Act amending the law to regulate the performance of patrol duty on Charleston Neck, passed in 1837, and for other purposes; were referred to the Charleston Delegation.

A Bill to incorporate the Fairfield Rifle Guards, and to define the re-

cruiting limits of said Company, was referred to the Committee on the Military.

Mr. TOWNES, from the Committee on the Public Printing, made the following Report:

The Committee on Printing beg leave to report, That they have met and examined the proposals which had been addressed to the Clerks of the two Houses, in response to the advertisement which those officers published, according to a resolution adopted by the Legislature at the late Extra Session.

Messrs. Summer & Cavis proposed to execute the printing of the House at the same rates heretofore paid by the State.

I. C. Morgan submitted proposals to do the same work at rates about one-third less.

The Committee regarded the Resolutions of the House, directing the Clerk to advertise for proposals for printing as suggesting the employment of those who might undertake to do it on the most economical terms. They, therefore, recommend that I. C. Morgan (who has also the reputation of being a good printer,) be employed to do the printing of the House, and that he receive compensation according to the rates proposed by him; which proposals the Committee have filed with this Report.

On motion of Mr. ADAMS, the Report was ordered to be considered immediately, and, with the proposals, was read.

Mr. A. W. THOMSON moved to amend the Report by inserting after the words "printing of the House," the following proviso: Provided that the contract hereby entered into under the proposals of Mr. I. C. Morgan, shall not be binding on this House until good and sufficient bond, in the penal sum of dollars, shall have been entered into by the said I. C. Morgan, for the faithful discharge of his part of the said contract.

And the question being put, Will the House agree to the amendment? Tellers were called for, and the House divided. The Speaker appointed Messrs. RUTH, WHITEFIELD, MEMMINGER, and BROWNLEE, to count the House.

The question was then taken, and the Tellers reported 39 in the affirmative, and 57 in the negative. The amendment was consequently rejected, and the Report of the Committee was agreed to.

Mr. TOWNES presented the petition of A. B. Crook and others, praying for a Turnpike Charter; which was referred to the Committee on Roads, Bridges, and Ferries.

Mr. MEMMINGER presented the Petition of H. & E. Horlbeck, praying payment of an account for repairs to the Arsenal at Charleston; which was referred to the Committee on the Military.

Mr. ADAMS presented the account of A. G. Summer, for Public Printing;

Also, the Account of the South Carolinian, for printing done for the Clerk of the House; which were referred to the Committee on Claims.

Mr. TUPPER submitted the following Resolution, which was ordered to be considered to-morrow:

Resolved, That the Committee on the Judiciary inquire whether the law respecting Ordinaries should not be so amended as to give these officers the power to enforce their decrees, in certain cases, and to collect by execution their costs; and that the said Committee report by Bill or otherwise.

Mr. J. HARLESTON READ, Jr., submitted the following Resolution, which was ordered to be considered to-morrow:

Resolved, That it be referred to the Committee on the Military, to consider the expediency of altering and amending the law now in force in reference to Courts Martial, so as to restore Company Courts Martial.

Pursuant to notice, and by leave of the House, Mr. BLAKENEY introduced a Bill to give the election of Electors of President and Vice President of the United States to the people; which was read the first time, and ordered to be read the second time to-morrow.

Mr. W. B. R. MITCHELL presented the Account of Benjamin Bivens, a Constable; which was referred to the Committee on Claims.

On motion of Mr. PRESSLY,

Ordered, That when this House adjourns, it shall be adjourned to meet at 12 o'clock, M., to-morrow; and

On motion of Mr. THOMAS J. WRIGHT, the House adjourned at 1 minute past 2 o'clock, P. M.

FRIDAY, DECEMBER 1, 1848.

At the hour to which the House was adjourned, the Clerk called the Roll, when the Speaker took the Chair, and a quorum being present, the Journal of yesterday's proceedings was read.

Additional Member attended—

From Charleston.—Mr. THOMAS O. ELLIOTT.

The following Message was received from the Senate:

IN THE SENATE, November 30, 1848.

Mr. Speaker and Gentlemen:

Senate concurs in the Message of your House, proposing to Senate to

go into a ballot to-morrow, at half past 12 o'clock, for the following officers, viz: Commissioners in Equity for the Districts of Darlington, Colleton, Greenville, Laurens, Newberry, Union, and Williamsburg, and Master in Equity for Charleston District; and Senate proposes to your House to go into a ballot for Commissioner in Equity for the District of Horry at the same time.

By order of the Senate,

ANGUS PATTERSON, President.

The House concurred in so much of the Message of Senate as proposes to go into the election of Commissioner in Equity for Horry at the same time, and an answer was returned accordingly.

Mr. WHITEFIELD presented the account of Todd and Russell for Public Printing; which was referred to the Committee on Claims;

Also, the Petition of 849 citizens, praying to continue the Regimental Line as it now stands in the 4th Regiment; which was referred to the Committee on the Military.

Mr. ADAMS presented the Petition of the Commissioners of Public Buildings for Richland District; which was referred to the Committee on Public Buildings.

Mr. DUPRE presented the Return of the Commissioners of Free Schools for Christ Church Parish, for 1848; which was referred to the Committee on Education.

Mr. ASHMORE presented the Petition of sundry citizens of Sumter District, praying to increase the penalty for obstructing the passage of fish up Lynch's Creek; which was referred to the Committee on Internal Improvements.

Mr. J. T. OWENS presented the Petition of B. B. Cook, and other citizens of Fairfield District, praying that authority be given to the Greenville and Columbia Rail Road Company, to lay out and construct a Road from the point at which said Rail Road will cross Broad River, to some convenient point on the public road, known as the Monticello Road; which was referred to the Committee on Internal Improvements.

Mr. TUPPER presented the Petition of the Vigilant, Phœnix, Charleston, Ætna, German, Palmetto, and Hope Fire Engine Companies, and the Charleston Fire Company of Axemen, of the city of Charleston, also, the Eagle and Marion Fire Engine Companies of Charleston Neck, praying that the members of the Fire Engine Companies in the Parishes of St. Philip and St. Michael, be exempted from the performance of ordinary military duty, after serving in said Companies a certain number of years; which was referred to the Committee on the Military.

Mr. BOYKIN presented the Petition of C. Matheson, praying pay-

ment for supplies to the volunteers of this State in the Mexican War; which was referred to the Committee on Claims.

Mr. B. Y. MARTIN presented the Petition of sundry citizens of Abbeville District, praying for an additional Magistrate; which was referred to the Committee on District Offices and Officers.

Mr. SULLIVAN presented the Petition of Samuel Bryson, praying compensation for public services rendered;

Also, the Petition of Isham Bott, praying compensation for services rendered as a Constable; which were severally referred to the Committee on Claims.

Mr. McCULLY presented the Petition of Dr. Thomas W. Moore, in relation to a Bond given by him to the Superintendent of Public Works; which was referred to the Committee on Internal Improvements.

Mr. McCULLY obtained leave to withdraw the Petition of David Lyle, presented at the last Session, praying that certain property, liable to escheat, be vested in him.

Mr. ELLIOTT gave notice that he will, to-morrow, ask leave to introduce a Bill to repeal the Acts on the subject of Usury.

Mr. PRESSLY presented the Petition of sundry citizens of Abbeville District, praying the appointment of an additional Magistrate; which was referred to the Committee on District Offices and Officers.

Mr. YANCEY presented the Memorial of Henry Shultz and John McKinnie, praying a renewal of their Charter for the Bridge across the Savannah River, at Hamburg and Augusta; which was referred to the Committee on Roads, Bridges, and Ferries.

Mr. SEABROOK gave notice that he will ask leave, to-morrow, to introduce a Bill to amend the twentieth section of an Act, entitled "An Act to establish certain Roads, Bridges, and Ferries," ratified on the 18th day of December, one thousand eight hundred and forty-six.

The Senate then attended and joined the House in a ballot for Master in Equity for Charleston, and for Commissioners in Equity for the Districts of Darlington, Colleton, Greenville, Laurens, Newberry, Union, Williamsburg, and Horry.

On motion of Mr. ADAMS, the Committee on the Military was discharged from the consideration of all the Message of the Governor which had been referred to them, except so much as relates to the Military Academies; and the same was referred to the Committee on Federal Relations.

On motion of Mr. ADAMS, the Committee on the Military was also discharged from the consideration of the Petition of the Northern Volunteers for a change of name; and the same was referred to the Committee on Incorporations.

Mr. CAREW, from the Committee on Colored Population, to whom were referred the "Petition of the Baltimore and Southern Packet Company, praying to be allowed to employ slaves and free persons of color on board their ships," and a Bill to amend an Act, entitled "An Act more effectually to prevent free negroes, and other persons of color, from entering into this State, and for other purposes, passed the 19th day of December, in the year of our Lord 1835," made a Report, which was ordered for consideration to-morrow.

The House then proceeded to the consideration of Resolutions, submitted by Mr. MEMMINGER, on the 29th ultimo, respecting the recharter of the Bank of the State, which had been made the

SPECIAL ORDER

of the day, for this day, at 1 o'clock, P. M.

On motion of Mr. HENRY, the House was discharged from the consideration of the Special Order, and

On motion of Mr. MEMMINGER, the same was made the Special Order of the day for Saturday, the 9th day of December, instant, at 1 o'clock, P. M.

Mr. SULLIVAN, from the Committee on the Judiciary, made Reports,

Upon the Petition of John Harrison, Sen., and others, praying the passage of an Act to allow Planters and Farmers to prove their accounts;

Also, upon the presentment of the Grand Jury of Greenville, in relation to State Witnesses; and

Upon the Petition of sundry citizens of St. Bartholomew's Parish, praying that mileage may be allowed to Constables, on all legal process served by them; which Reports were ordered for consideration to-morrow.

Mr. SIMONS from the Committee on Education, to whom had been referred the Petition of the Commissioners of Free Schools of St. Philip's and St. Michael's, praying the passage of a law to authorize them to raise a fund to build school-houses, reported a Bill to authorize and empower the Commissioners of Free Schools of the Parishes of St. Philip and St. Michael to raise a fund for the building of Free School houses; which was read the first time, and ordered to be read the second time to-morrow.

Mr. MEMMINGER, from the Special Joint Committee of both Houses, to whom had been referred the Memorials of the Greenville and Columbia, and the Charlotte and South Carolina Rail Road Companies, praying Legislative aid, reported a Bill to afford aid in constructing the Rail Roads from Columbia to Greenville and Charlotte, which was read the first time and ordered to be read the second time to-morrow.

The following message was received from the Senate:

IN THE SENATE, December 1, 1848.

Mr. Speaker and Gentlemen:

Senate proposes to your House to go into a ballot to-morrow, at half past 12 o'clock, for Solicitors of the Northern and Southern Circuits.

By order of the Senate.

ANGUS PATTERSON, President.

In which the House concurred and an answer was returned.

On motion of Mr. J. HARLESTON READ, Jr., a message was ordered to be sent to the Senate, proposing to go into an election for Attorney General, immediately after the ballot for Solicitors, and immediately thereafter, into an election for Treasurer of the Upper Division.

Mr. A. W. THOMSON presented the Annual Report of the Superintendent of Public Works; which was referred to the Committee on Internal Improvements, and ordered to be printed.

Pursuant to notice, and by leave of the House, Mr. ROBERTSON introduced a Bill to amend the law in relation to Judgments by Confession; which was read the first time, and ordered to be read the second time to-morrow.

Pursuant to notice, and by leave of the House, Mr. BOUKNIGHT introduced a Bill to amend the 71st Section of an Act to reduce all Acts and clauses of Acts in relation to the Militia of this State, to one Act; and to alter and amend the same, passed on the 17th day of December, Anno Domini, 1841, which was read the first time, and ordered to be read the second time on Monday next.

Pursuant to notice, and by leave of the House, Mr. PERRY introduced a Bill to alter and amend the 10th Section of the first Article of the Constiution of this State; which was read the first time, and ordered to be read the second time to-morrow.

Pursuant to notice, and by leave of the House, Mr. A. W. THOMSON introduced a Bill to abolish the distinction which by law now exists between debts due by specialty, and simple contract debts, in the administration of Testators' and Intestates' Estates, and for other purposes; which was read the first time, and ordered to be read the second time to-morrow.

Mr. HUGER gave notice that he will ask leave to-morrow to introduce a Bill to extend the corporate limits of the City of Charleston to a point on the Meeting-street road, known as Payne's farm, and to a line due East and West from said point to the Cooper and Ashley Rivers.

Pursuant to notice, and by leave of the House, Mr. MEMMINGER introduced a Bill to amend the law in relation to assignments and preferences of creditors; which was read the first time, and ordered to be read the second time to-morrow.

Mr. TILLINGHAST gave notice that he will, to-morrow, ask leave to introduce a Bill to alter and amend the 58th Section of an Act, entitled "An Act, to reduce all Acts and clauses of Acts in relation to the Militia of this State, to one Act, and to alter and amend the same, passed in the year one thousand eight hundred and forty-one.

Mr. W. A. OWENS gave notice that on Monday next he will ask leave to introduce a Bill to exempt the surviving Officers, non-commissioned Officers and Privates of the Palmetto Regiment, from ordinary Militia duty.

On motion of Mr. TUPPER,

Resolved, That the use of this Hall be granted to the State Agricultural Society of South Carolina, to hold its meeting to-morrow evening.

The House then proceeded to the consideration of the

GENERAL ORDERS.

A Resolution to limit the issue of Bills or Promissory Notes by Banks or corporate bodies, was called for consideration, and on motion of Mr. BLAKENEY, was ordered to *lie on the table.*

The following Bills were called for a second reading, read by their titles and referred:

A Bill to alter and amend the law in relation to slaves hiring their own time, was referred to the Committee on Colored Population.

A Bill to repeal all Acts and clauses of Acts of the General Assembly raising a salary for the office of Adjutant General, was referred to the Committee on the Military.

A Bill to require the Sheriffs of the several Districts of this State to make annual Reports of certain prisoners in their custody; and

A Bill to prevent the marital rights of the husband from attaching to the estates of married women; were referred to the Committee on the Judiciary.

A Bill to give the election of Electors of President and Vice President to the people, was referred to the Committee on Privileges and Elections.

The House considered and agreed to the following Resolutions:

Resolution directing the Committee on the Judiciary to inquire into the expediency of abolishing the punishment of death and whipping in certain cases, and also the expediency of establishing a Penitentiary.

A Resolution requesting the Judiciary to inquire into the expediency of so amending the law, as to give to Ordinaries the power to enforce their Decrees and to collect their costs.

And a Resolution requesting the Committee on the Military to inquire into the expediency of restoring Company Courts Martial.

On motion of Mr. SULLIVAN,

Ordered, That when this House adjourns it shall be adjourned to meet at 12 o'clock M., to-morrow.

On motion of Mr. RUTH, the House adjourned at 56 minutes past 1 o'clock, P. M.

SATURDAY, DECEMBER 2, 1848.

At the hour to which the House was adjourned, the Clerk called the Roll, when the Speaker took the Chair, and a quorum being present, the Journal of yesterday's proceedings was read.

The SPEAKER laid before the House the following communication:

COLUMBIA, December, 2, 1848.

Mr. Speaker and Gentlemen of the House of Representatives:

You are respectfully invited to attend the Annual Commencement of the South Carolina College, in the College Chapel, on Monday next.

By order of the Board of Trustees.

ANGUS PATTERSON,
President of the Board, *pro tempore.*

On motion of Mr. KEITT, the invitation was accepted, and was referred to a Special Committee, of which the Speaker appointed the following gentlemen: Messrs. KEITT, AIKEN, W. A. OWENS, DUNKIN, and NOBLE.

On motion of Mr. KEITT, a Message was ordered to be sent to the Senate, proposing to that Body the appointment of a Committee to join the Committee of this House, to make arrangements for the College Commencement.

Mr. CUNINGHAM, from the Committee appointed to count the ballots cast for Master and Commissioners in Equity, reported, that for Master in Equity for Charleston District, EDWARD R. LAURENS received 93 votes, and B. R. CARROLL 64 votes.

For Commissioner in Equity for Colleton — A. CAMPBELL received 103 votes, and C. TRACY 58 votes. For Darlington — T. C. EVANS received 89 votes, and J. H. NORWOOD 73. For Newberry — L. J. JONES received 88 votes, and J. H. WILLIAMS 73. For Union — D. GOUDELOCK received 144 votes, and W. M. BOBO 9. For Greenville — T. P. BUTLER received 156 votes. For Horry — J. BEATTY received 150 votes, and for Williams-

burg, E. J. PORTER received 123 votes. For Laurens District — B. R. CAMPBELL received 68 votes, W. R. FARLEY 54, and R. BOYCE 39, and that 82 votes is a majority, whereupon the Speaker announced that EDWARD R. LAURENS is elected Master in Equity for Charleston District, A. CAMPBELL, Commissioner in Equity for Colleton, T. C. EVANS for Darlington, L. J. JONES for Newberry, D. GOUDELOCK for Union, T. P. BUTLER for Greenville, J. BEATTY for Horry, and E. J. PORTER for Williamsburg.

On motion of Mr. SULLIVAN, a Message was ordered to be sent to the Senate, proposing to go forthwith into a second ballot for Commissioner in Equity for Laurens District.

On motion of Mr. CAREW, *ordered*, that the Reporter of "The South Carolinian" be allowed a seat on the floor of this House.

Mr. DUNKIN presented the Account for the Charleston Mercury for Public Printing; which was referred to the Committee on Claims;

Also, the Abstract of the Expenditures of the City and Transient Poor of the City of Charleston; which was referred to the Committee of Ways and Means.

Mr. WALLACE presented the Account of the South Carolinian, for Public Printing;

Also, the Account of A. G. Summer, for balance due for Public Printing for 1847.

Mr. W. D. DESAUSSURE presented the Account of the Clerk of the Court of Appeals at Columbia; and

Mr. ADAMS presented the Account of W. W. Purse for work done in the Representative's Hall; which were severally referred to the Committee on Claims.

The following Message was received from the Senate:

IN THE SENATE, December 2, 1848.

Mr. Speaker and Gentlemen:

Senate concurs in so much of the Message from your House as proposes to go into a ballot for Treasurer of the Upper Division, immediately after the ballot for Solicitors of the Northern and Southern Circuits.

By order of the Senate.

ANGUS PATTERSON, President.

Mr. McALILEY presented the Memorial of Jesse Williams, praying compensation for punishment of Slaves; which was referred to the Committee on Claims.

Mr. ASHMORE presented the Petition of the Sumter Brass Band, praying for a Charter of Incorporation; which was referred to the Committee on Incorporations.

Mr. BROWNLEE presented the Reports of the Commissioners of Free Schools for St. George's Dorchester, for the years 1847 and 1848.

And the Petition of the Commissioners of Free Schools for St. George's Dorchester; which were severally referred to the Committee on Education.

Mr. EDWARD H. EARLE presented the Petition of certain citizens of Greenville District, praying for the Incorporation of the Trustees of Fairview Church; which was referred to the Committee on Incorporations.

Mr. AIKEN presented the Petition of sundry citizens of Fairfield District, praying the establishment of a School for the Deaf and Dumb of the State; which was referred to the Committee on Education.

Mr. NELSON MITCHELL presented the Petition of Rebecca Rhame, for a Charter of a Toll-gate on the State Road, near Wassamasaw Swamp; which was referred to the Committee on Internal Improvements.

Mr. HAY obtained leave to withdraw the Petition of Jesse Peacock and others, sureties of John P. Walker, late Tax Collector of Barnwell District, presented in 1842.

Mr. W. B. R. MITCHELL presented the return of the Commissioners of Free Schools for St. Paul's Parish, for the year 1848; which was referred to the Committee on Education.

The Senate then attended, and joined the House in a ballot for Solicitors of the Northern and Southern Circuits.

On motion of Mr. KEITT, leave of absence was granted to Mr. BARTON, on account of the indisposition of a member of his family.

The following Message was received from the Senate:

IN THE SENATE, December 2, 1848.

Mr. Speaker and Gentlemen:

Senate concurs in the Message from your House, asking Senate to appoint a Special Committee, to meet a Special Committee appointed by your House to make arrangements for the College Commencement, and has appointed the Committee on the College, Education and Religion, consisting of Messrs. R. F. W. ALLSTON, MANNING and GRIMBALL, a Special Committee for that purpose.

By order of the Senate.

ANGUS PATTERSON, President.

Mr. YANCEY presented the Petition of sundry citizens of Edgefield, Barnwell and Orangeburg Districts, praying the formation of a new Judicial District; which was referred to the Committee on the Judiciary.

The Senate then attended, and joined the House in a first ballot for Treasurer of the Upper Division.

Mr. MEMMINGER presented the Annual Report of the President and Directors of the Bank of the State of South Carolina; which was referred to the Committee of Ways and Means, and was ordered to be printed.

Mr. MEMMINGER also presented the Memorial of R. Q. Pinckney, late Secretary of State, praying to be allowed to finish indexing the Public Records, or to be paid for the work done; which was referred to the Committee on Claims.

The following Message was received from the Senate:

IN THE SENATE, December 2, 1848.

Mr. Speaker and Gentlemen:

Senate concurs in the proposal of your House to go forthwith into a second ballot, for Commissioner in Equity for Laurens District.

By order of the Senate.

ANGUS PATTERSON, President.

Mr. YANCEY, from the Committee on Internal Improvements, made Reports:

On the Petition of Elijah Gasden;

On the Supplemental Report of E. Drayton Earle, late Superintendent of Public Works;

On the Petition of Caswell Mims; and

On the Petition of J. S. Guignard; which were severally ordered for consideration on Monday next.

The Senate then attended, and joined the House in a second ballot for Commissioner in Equity for Laurens District.

Mr. WILMOT G. DESAUSSURE, from the Committee appointed to count the ballots cast for Solicitors of the Northern and Southern Circuits, reported, that for the Northern Circuit, T. N. DAWKINS received 91 votes, JOHN WILLIAMS 64, and T. W. DAWKINS 1. That for the Southern Circuit, M. L. BONHAM received 85 votes, J. D. EDWARDS 75, and W. F. HUTSON 2.

Eighty-one votes being a majority, the SPEAKER announced that T. N. DAWKINS is elected Solicitor of the Northern Circuit, and M. L. BONHAM for the Southern Circuit.

The following Message was received from the Senate:

IN THE SENATE, December 2, 1848.

Mr. Speaker and Gentlemen:

Senate proposes to your House to go forthwith into a ballot for Attorney General.

By order of the Senate.

ANGUS PATTERSON, President.

The House concurred in the proposal of Senate, and an answer was returned.

On motion of Mr. CUNINGHAM, a resolution to limit the issue of Bills or Promissory Notes by Banks or Corporate Bodies, was *taken up;* and was made the Special Order of the day for Tuesday next, at 1 o'clock, P. M.

The Senate then attended, and joined the House in a first ballot for Attorney General.

Mr. ELLIOTT, from the Committee appointed to count the votes cast for Treasurer of the Upper Division, on the first ballot, reported that H. J. CAUGHMAN received 9, M. R. CLARKE 16. R. C. GRIFFIN received 64, W. SUMMER received 19, R. Hamilton received 10, A. H. GLADDEN received 17, and A. HOLMAN received 12; and as no candidate received a majority, there is consequently no election.

On motion of Mr. YANCEY, a message was ordered to be sent to the Senate, proposing to go forthwith into a second ballot for Treasurer of the Upper Division.

Mr. CALHOUN, from the Committee on Grievances, made Reports:

On the Presentments of the Grand Juries of Fairfield, Barnwell and Laurens Districts, on the carrying of concealed deadly weapons, and

On the Presentment of the Grand Jury of Abbeville, on fighting at public places; which were severally ordered for consideration on Monday next.

Mr. ADAMS, from the Committee on the Military, made Reports:

On the Petition of sundry citizens of Beats No. 2 and 4, of the Upper Battalion, and of Beat No. 3, of the Lower Battalion of the 15th Regiment, praying the formation of an additional Beat Company:

On the Petition of Citizens of Beat No. 3, Upper Battalion, 15th Regiment, praying a division of said Beat Company; and

On the Petition of the Washington Guards of Edgefield District, praying an alteration of the Militia Law in relation to Volunteer Companies, which were severally ordered for consideration on Monday next.

On motion of Mr. PRESTON, the vote ordering the Report of the Committee on Internal Improvements on the Petition of J. S. Guignard, to be considered on Monday next, was re-considered, and the said Report was re-committed to the Committee on the Judiciary.

Mr. BLAKENEY, from the Committee on Claims, made Reports,

On the Account of Dr. M. B. Earle;

On the Account of M. E. Munro, Editor of the Southern Patriot;

On the Petition of Harmony Lodge, No. 17, of Barnwell District;

On the Account of Burt and Bridwell;

On the Petition of Jacyatha Stansell;

On the Account of P. M. Johnson; and

On the Account of J. W. Gardner; which were severally ordered for consideration on Monday next.

Mr. FORT, from the Committee appointed to count the votes cast for Commissioner in Equity for Laurens District, on the second ballot, reported that B. R. CAMPBELL received 112 votes, W. R. FARLEY received 42 votes, and that 78 is a majority.

Whereupon the SPEAKER announced that B. R. CAMPBELL is elected Commissioner in Equity for Laurens District.

Mr. J. HARLESTON READ, Jr., submitted the following Resolution, which was ordered for consideration on Monday next:

Resolved, That a Committee of seven, one from each Congressional District, be appointed by the Chair, to nominate Bank Directors for the Bank of the State of South Carolina; and that a Message be sent to the Senate, proposing to that body to appoint a similar Committee, to unite with the Committee of this House.

Pursuant to notice and by leave of the House, Mr. W. D. DESAUSSURE introduced A Bill, directing a Census to be taken of the free white inhabitants of this State; which was read the first time, and ordered to be read the second time on Monday next.

The following Message was received from the Senate:

IN THE SENATE, December 2, 1848.

Mr. Speaker and Gentlemen:

Senate concurs with your House to go forthwith into a second ballot for Treasurer of the Upper Division.

By order of the Senate.

ANGUS PATTERSON, President.

Pursuant to notice and by leave of the House, Mr. MEMMINGER introduced a Bill to provide a remedy in cases of fraudulent purchases for cash; which was read the first time, and ordered to be read the second time on Monday next.

Mr. J. B. WITHERSPOON gave notice that he will ask leave, on Monday next, to introduce a Bill to provide compensation for *post mortem* examinations.

The Senate then joined the House in a second ballot for Treasurer of the Upper Division of the Treasury.

Mr. DUPRE, from the Committee appointed to count the votes given for Attorney General, on the first ballot, reported that I. W. HAYNE received 69 votes, R. DETREVILLE received 60 votes, J. M. WALKER received 28 votes, and C. B. NORTHROP received 4 votes; and as no candidate received a majority, there is consequently no election.

The following Message was received from the Senate:

IN THE SENATE, December 2, 1848.

Mr. Speaker and Gentlemen:

Senate proposes to your House to go forthwith into a second ballot for Attorney General.

By order of the Senate.

ANGUS PATTERSON, President.

In which the House concurred, and an answer was returned accordingly.

Pursuant to notice, and by leave of the House, Mr. ELLIOTT introduced A Bill to repeal all Acts and parts of Acts in relation to Usury; which was read the first time, and ordered to be read the second time on Monday next.

The Senate then attended and joined the House in a second ballot for Attorney General.

Mr. TOWNES gave notice that he will, on Monday next, ask leave to introduce A Bill to charter a Turnpike Company to construct a road from Greenville Court House to Hodge's, in the same District.

Also, A Bill to Charter a Rail Road Company, to construct a Rail Road from Greenville Court House, to some point on the present located line of the Greenville and Columbia Rail Road.

Mr. DUPRE gave notice that he will, on Monday next, ask leave to introduce A Bill to authorize the Governor to establish the true meridians of Charleston, Columbia, and all the County seats of this State, and for other purposes.

Mr. GIDEON EVANS gave notice, that he will ask leave on Tuesday next to introduce A Bill, to increase the pay of Grand and Petit Jurors.

Mr. CAREW submitted the following Resolutions, which were referred to the Committee on Federal Relations:

1. *Resolved*, That there is good reason to apprehend, that it is the deliberate intention of a large portion of the people of the Northern States of this Union, to embody into any Bill which may be passed by Congress, organizing Territorial Governments for New Mexico and California, a Provision for excluding Slavery from said Territories.

2. *Resolved*, That we would regard the passage of such a law by Congress, as a gross violation of the Federal compact—an outrage upon the rights of the Southern States, and a wanton and undisguised insult; and that a submission thereto would be degrading and infamous.

3. *Resolved*, That the State of South Carolina never will, in any con-

tingency or under any circumstances, submit to any law passed by the Congress, and approved by the President of the United States, by which Slavery shall be excluded from any territory belonging to this Government, and lying South of the parallel of 36 deg. and 30 min. of North latitude.

4. *Resolved*, That in the event of the passage of such a law by Congress, and its approval by the President, that the Governor of this State, for the time being, convene the Legislature thereof immediately, in order that such action may be taken, as shall be deemed necessary and proper.

5. *Resolved*, That the State of South Carolina, earnestly invites the attention of her sister States of the South to this important subject, and proposes to meet and consult with them, at such time and in such manner, as may be deemed advisable, as to the best and most effectual mode of avoiding or resisting the dangers with which we are in common threatened.

Mr. McALILEY submitted the following Resolution, which was ordered for consideration on Monday next:

Resolved, That it be referred to the Committee on Internal Improvements, to enquire into the expediency of disposing of the Rocky Mount Canal, by sale or otherwise: Also, into the expediency of letting the Lockhart Shoal Canal for a term of years, free of charge to the State, and without depriving persons using the Canal from its navigation: Also, into the expediency of surrendering all the State Road, south of Greenville, to the Commissioners of Roads; and also, into the expediency of abolishing the office of Superintendent of Public Works.

Pursuant to notice, and by leave of the House, Mr. REYNOLDS introduced A Bill, to fix and determine the circumstances under which notes, drafts, bills of exchange, and other promissory obligations, shall be entitled to days of grace; which was read the first time, and ordered to be read the second time on Monday next.

Mr. KEITT presented a Preamble and sundry Resolutions, adopted by a public meeting at Orangeburg in November last, respecting the agitation of the question of slavery, by the non-slaveholding States, and in regard to the Wilmot Proviso; which were referred to the Committee on Federal Relations.

Mr. W. D. DeSAUSSURE submitted the followiug Resolution, which was ordered for consideration on Monday next:

Resolved, That a Special Joint Committee of the two Houses, be appointed to nominate suitable persons to take the census of the free white inhabitants of this State, and to fix the compensation they shall receive respectively for their services.

Pursuant to notice, and by leave of the House, Mr. TILLINGHAST

introduced A Bill to amend the Military Act; which was read the first time, and ordered to be read the second time on Monday next.

Mr. TUPPER gave notice that he will, on Monday next, ask leave to introduce A Bill, to alter and amend the License Laws of the State.

Mr. GILES, from the Committee appointed to count the votes cast for Treasurer of the Upper Division, on the second ballot, Reported that R. C. GRIFFIN received 90 votes; H. J. CAUGHMAN 7 votes; A. H. GLADDEN received 29 votes; WILLIAM SUMMER received 16 votes; M. R. CLARK received 12 votes; A. HOLMAN received 1 vote; TREVILLE received 1 vote; and that 79 is a majority.

Whereupon the SPEAKER announced that R. C. GRIFFIN is elected Treasurer of the Upper Division.

Pursuant to notice, and by leave of the House, Mr. SEABROOK introduced A Bill, to amend the twentieth Section of an Act, entitled "An Act to establish certain Roads, Bridges and Ferries," ratified on the 18th day of December, in the year of our Lord, one thousand eight hundred and forty-six, which was read the first time, and ordered to be read the second time on Monday next.

Mr. TILLINGHAST gave notice that he will ask leave on Monday next, to introduce A Bill, to prevent Attornies at Law and Solicitors in Equity from testifying in certain cases.

On motion of Mr. ADAMS,

Ordered, That when this House adjourns, it shall be adjourned to meet on Monday next, at half past 9 o'clock, A. M.

On motion of Mr. CUNINGHAM, the House adjourned at one minute past 4 o'clock, P. M.

MONDAY, DECEMBER 4, 1848.

At the hour to which the House was adjourned, the Clerk called the Roll, when the Speaker took the Chair, and a quorum being present, the Journal of Saturday's proceedings was read.

Mr. KEITT, from the Committee appointed to make arrangements for the Commencement of the South Carolina College, made a Report, which was ordered to be considered immediately, was agreed to, and ordered to be sent to the Senate for concurrence.

Mr. GRISSETTE, from the Committee appointed to count the ballots cast for Attorney General, reported that I. W. HAYNE received 84 votes, and R. DETREVILLE received 76 votes, and that 81 votes is a majority;

whereupon, the SPEAKER announced that I. W. HAYNE is elected Attorney General.

Mr. JOEL SMITH presented the Petition of the members and congregation of the Mount Moriah Baptist Church of Abbeville District, praying an Act of Incorporation;

Also, the Petition of the citizens of Greenwood, Abbeville District, praying An Act incorporating a Board of Trustees of the Greenwood Baptist Schools; which were severally referred to the Committee on Incorporations.

Mr. JOEL SMITH also presented the Petition of sundry citizens of Abbeville, praying an alteration of the laws in relation to the duties of Grand Jurors; which was referred to the Committee on the Judiciary.

Mr. INGRAM presented the Petition of sundry citizens of Clarendon, praying the continuance of a Public Road, leading from Benjamin West's old place, up Black River, by the nearest and best route to intersect the main Charleston Road near Pocotaligo Bridge;

Also, the Petition of sundry citizens of Clarendon, praying the discontinuance of said Road; which were severally referred to the Committee on Roads, Bridges and Ferries.

Mr. GRISSETTE submitted the Presentment of the Grand Jury of Horry District, for Fall Term, 1848; recommending that Managers of Elections be paid for their services; which was referred to the Committee on Privileges and Elections.

Mr. J. P. REED presented the Petition of sundry citizens of Anderson District, praying the appointment of additional Magistrates for said District;

Also, the Petition of sundry citizens of Anderson District, with a similar prayer; which were severally referred to the Committee on District Offices and Officers.

Mr. CAREW presented the Petition of Henry Missroon, J. W. Caldwell and others, praying the repeal of an Act passed A. D. 1841, entitled "An Act to prevent the citizens of New York from carrying slaves or persons held to service, out of this State, and to prevent the escape of persons charged with the commission of any crime;" which was referred to the Committee on the Judiciary.

Mr. IRBY presented the Petition of E. D. Earle, praying compensation for extra services as Superintendent of Public Works; which was referred to the Committee on Internal Improvements.

Mr. NORRIS presented the Memorial of the West Union Total Abstinence Society, praying Legislative aid in preventing the practice of making and vending intoxicating drinks; which was referred to the Committee on Grievances.

Mr. NELSON presented the Petition of B. Sanders, praying the recharter of his Toll Bridge across Lynch's Creek; which was referred to the Committee on Roads, Bridges and Ferries.

The Senate returned with their concurrence, the Report of the Joint Committee to make arrangements for the Commencement of the South Carolina College.

Mr. J. B. WITHERSPOON presented the Return of the Commissioners of Free Schools for Claremont, for the year 1848; which was referred to the Committee on Education.

On motion of Mr. KEITT, the House joined the Procession, and attended the Exercises of the Commencement of the South Carolina College.

(COLLEGE COMMENCEMENT.)

The Speaker having resumed the Chair,

The following Message was received from the Senate; which was ordered to *lie on the table:*

IN THE SENATE, December 4, 1848.

Mr. Speaker and Gentlemen:

Senate has appointed Messrs. MOSES, MAZYCK, WILLIAMS, MARSHALL, BARNES, R. F. W. ALLSTON, HUGER and WARE, a Special Committee to nominate suitable persons for President and Directors of the Bank of the State of South Carolina, and respectfully ask your House to appoint a similar Committee to meet the Committee of Senate for that purpose.

By order of the Senate.

ANGUS PATTERSON, President.

Mr. McCULLY presented the Return of the Commissioners of Free Schools for Chester District, for 1848; which was referred to the Committee on Education.

Also, the Petition of David Lyle, praying that a certain tract of Land, subject to escheat, be vested in him; which was referred to the Committee on the Judiciary.

Mr. WILLIAM EVANS presented the Petition of the Commissioners of Public Buildings, for Marion District, for an additional appropriation to build a new jail; which was referred to the Committee on Public Buildings.

Mr. SUMMER presented the Account of Johnston and Summer for printing Bank Compilation, under Resolution of the Legislature of 1846;

Also, the Account of A. G. Summer for printing executed for the present Session;

Also, the Account of A. G. Summer for printing done for the late Extra

Session of the Legislature; which were severally referred to the Committee on Claims.

Mr. HAY presented the Petition of Joseph D. Allen, Administrator of O. D. Allen, late Clerk of Common Pleas and General Sessions for Barnwell District, praying payment of arrearages due his intestate for services rendered the State, as per account presented; which was referred to the Committee on Accounts.

Mr. MEMMINGER presented the Petition of David Lopez, praying to be refunded a tax twice paid; which was referred to the Committee of Ways and Means.

Mr. YANCEY presented the account of Lewis N. Shelton, for boarding sick Volunteers of the Palmetto Regiment; and

Mr. BLAKENEY presented the account of James Powell, Editor of the Cheraw Gazette, for public printing; which were severally referred to the Committee on Claims.

Mr. TUPPER presented the Petition of sundry citizens of Graniteville, praying that a Fire Engine Company in said place, be incorporated; which was referred to the Committee on Incorporations.

Mr. BLAKENEY from the Committee on Claims, made Reports,

On the account of J. B. Irving;

On the account of John E. Grist;

On the account of Dr. A. W. Kennedy;

On the account of W. F. Durisoe;

On the account of O. H. Wells;

On the account of the Camden Journal;

On the account of Charles H. Allen; and

On the account of Burt and Doby; which were severally ordered for consideration to-morrow.

Mr. G. W. WILLIAMS, from the Committee on Pensions, made a report on the Petition of sundry citizens, praying that Jesse Hicks be placed on the Pension Roll of this State; which was ordered for consideration to-morrow.

Mr. JOEL SMITH gave notice that he will ask leave to-morrow to introduce A Bill, to alter and amend the law as to the duties of Grand Jurors.

Mr. OSWALD submitted the following Resolution, which was ordered to be considered immediately, and was agreed to:

Resolved, That the following Bills which have received a first reading in the House, and been referred to the Committee on Privileges and Elections, be printed:

A Bill to provide for the Election of Electors of President and Vice President of the United States, by the People of South Carolina; and

A Bill to give the Election of Electors of President and Vice President of the United States, to the People.

Mr. G. W. WILLIAMS gave notice, that he will ask leave to-morrow, to introduce A Bill to incorporate the King's Mountain Rail Road Company.

Pursuant to notice and by leave of the House, Mr. J. B. WITHERSPOON introduced A Bill, to provide compensation for *Post Mortem* examinations; which was read the first time, and ordered to be read a second time to-morrow.

Pursuant to notice and by leave of the House, Mr. TUPPER introduced A Bill to prohibit the sale of Spirituous Liquors, in quantities less han one quart, to be drunk on the premises where sold; which was read tthe first time, and ordered to be read a second time to-morrow.

Mr. IRBY gave notice that he will ask leave, to-morrow, to introduce A Bill, to amend an Act to incorporate the Laurens Rail Road Company.

The House then proceeded to the consideration of the

GENERAL ORDERS.

The following unfavorable Reports were considered and agreed to:

Reports of the Committee on the Judiciary,

In relation to Planters and Farmers proving their accounts;

On the Presentment of the Grand Jury of Greenville, in relation to State witnesses; and

On a Petition from St. Bartholomews, to allow mileage to Constables

Report of the Committee on Internal Improvements,

On the Petition of Caswell Mims.

Reports of the Committee on Grievances,

On the Presentments of the Grand Juries of Fairfield, Barnwell and Laurens, respecting the carrying of concealed deadly weapons, and

On a Presentment from Abbeville, on the subject of fighting at public places;

Reports of the Committee on the Military,

On the Petition of Citizens of Beats Nos. 2 and 4, of the 15th Regiment, praying an additional Beat Company, and

On the Petition of Citizens of Beat No. 3, 15th Regiment, praying a division of said Beat Company.

The following favorable Reports were considered and agreed to, and ordered to be sent to the Senate for concurrence:

Reports of the Committee on Internal Improvements,

On the Petition of Elijah Gayden, and

On the Supplemental Report of E. Drayton Earle, late Superintendent of Public Works.

Reports of the Committee on Claims,

On the Account of M. E. Munro,

On the Petition of Harmony Lodge, No. 17, of Barnwell District,

On the Account of Burt and Bridwell,

On the Petition of Jacyntha Stansell,

On the Account of P. M. Johnson, for binding Rules of House, and

On the Account of J. W. Gardner.

The following Reports were ordered to *lie on the table:*

The Report of the Committee on the Military,

On the Petition of the Washington Guards of Edgefield, and

The Report of the Committee on Claims,

On the Account of Dr. M. B. Earle.

Mr. EDWARD H. EARLE obtained leave to withdraw the Petition of Dr. M. B. Earle.

The House considered and agreed to a Resolution, requesting the Committee on Internal Improvements to inquire into the expediency of disposing of the Canals and State Road, and of abolishing the office of Superintendent of Public Works.

A Resolution to appoint a Committee to nominate suitable persons for President and Directors of the Bank of the State of South Carolina, and to send a message to the Senate, proposing the appointment of a similar Committee, to meet the Committee of this House, was agreed to, and the SPEAKER appointed the following gentlemen of the Committee, Messrs. J. HARLESTON READ, Jr., E. P. SMITH, D. S. TAYLOR, JAMES M. NELSON, G. W. PRESSLY, A. H. DUNKIN, and B. J. JOHNSON.

On motion of Mr. MEMMINGER, the Message from the Senate, proposing the appointment of a Committee by this House, to nominate suitable persons for President and Directors of the Bank of the State of South Carolina, to join a similar Committee appointed by the Senate, was *taken up* and concurred in, and an answer was returned.

The following Resolution was read:

Resolved, That a Special Joint Committee of the two Houses be appointed to nominate suitable persons to take the census of the Free white inhabitants of this State, and to fix the compensation they shall receive respectively for their services.

Mr. W. D. DESAUSSURE moved to amend the Resolution, by adding after the word "Committee," the words, "of one from each Congressional District," and thus amended, the Resolution was agreed to, and ordered to be sent to the Senate for concurrence. Whereupon the

SPEAKER appointed the following gentlemen of the Committee, Messrs. W. D. DeSaussure, Alston, McCaw, Fort, Harvey, Perry and Calhoun.

On motion of Mr. W. D. DeSAUSSURE, a Message was sent to the Senate proposing the appointment of a similar Committee on the part of that body, to join the Committee of this House to make said nomination.

The following Bills were read by their titles and referred:

A Bill to amend the law in relation to Judgments by Confession;

A Bill to abolish the distinction which by law now exists between debts by specialty and simple contract debts in the Administration of Testator's and Intestate's Estates, and for other purposes;

A Bill to amend the law in relation to assignments and preferences of Creditors;

A Bill to provide a remedy in cases of fraudulent purchases for cash;

A Bill to repeal all Acts and parts of Acts in relation to Uusury; and

A Bill to fix and determine the circumstances under which notes, drafts, bills of exchange, and other promissory obligations, shall be entitled to days of grace; were severally referred to the Committee on the Judiciary.

A Bill to amend the 71st section of an Act to reduce all Acts and clauses of Acts in relation to the Militia of this State to one Act, and to alter and amend the same, passed on the 17th day of December, Anno Domini 1841; and

A Bill to amend the Military Act; were referred to the Committee on the Military.

A Bill to alter and amend the 10th section of the first article of the Constitution of this State; was referred to the Committee on Privileges and Elections.

A Bill to amend the 20th section of an Act entitled "An Act to establish certain Roads, Bridges and Ferries," ratified on the 18th day of December, in the year of our Lord one thousand eight hundred and forty-six; was referred to the Committee on Roads, Bridges and Ferries.

A Bill to afford aid in constructing the Rail Roads from Columbia to Greenville and Charlotte, was called for a second reading; and, on motion of Mr. J. P. REED, the bill was made the special order of the day for to-morrow, at half-past one o'clock, P. M.

A Bill to authorize and empower the Commissioners of Free Schools of the Parishes of St. Philip and St. Michael, to raise a fund for the building of Free School Houses, was read the second time, and ordered to be sent to the Senate.

On motion of Mr. MEMMINGER,

Ordered, That when this House adjourns, it shall be adjourned to meet at 12 o'clock, M., to-morrow.

Mr. SULLIVAN submitted the following Resolution, which was ordered for consideration to-morrow:

Resolved, That it be made a standing order of this House, that whenever any Committee may deem it necessary to have a Bill or other paper referred to them printed, before reporting thereon, that they may instruct the Reading Clerk to have the same printed.

The following Message was received from the Senate:

IN THE SENATE, December 4, 1848.

Mr. Speaker and Gentlemen:

Senate has appointed Messrs. MOSES, WILLIAMS and IRBY, a Special Committee on the subject of providing a suitable room for the Senate Records; and respectfully asks your House to appoint a similar Committee, to confer with the Committee of Senate upon that subject.

By order of the Senate.

ANGUS PATTERSON, President.

In which the House concurred, and returned an answer informing the Senate that Messrs. IRBY, SULLIVAN and ELLIOTT, were appointed a Committee, to meet and confer with the Committee of the Senate on that subject.

On motion of Mr. GILES, the House adjourned at 3 o'clock, P. M.

TUESDAY, DECEMBER 5, 1848.

At the hour to which the House was adjourned, the Clerk called the Roll, when the Speaker took the Chair, and a quorum being present, the Journal of yesterday's proceedings was read.

The Senate sent to this House the following Reports for concurrence, which were ordered to *lie on the table:*

Report of the Committee on Claims and Grievances, on the Petition of Harmony Lodge No. 17, praying compensation for the use of their building as a Court House; and

The Report of the Committee on the College, Education and Religion, on the Petition of the Commissioners of Free Schools of St. Philip's and St. Michael's, praying for authority to raise a fund for building School Houses.

Mr. ZIMMERMAN presented the Memorial of the Wilmington and Manchester Rail Road Company, praying legislative aid; which was re-

ferred to the Special Joint Committee charged with the consideration of the Memorials of the Greenville and Columbia and the South Carolina and Charlotte Rail Road Companies.

Mr. E. H. DEAS presented the Account of Dr. J. S. Mitchell for a *post mortem* examination; which was referred to the Medical Committee.

Mr. J. HARLESTON READ, Jr., presented the Return of the Commissioners of Free Schools for Georgetown District, for 1848; which was referred to the Committee on Education;

Also, the Petition of the Commissioners of the Poor for Georgetown District; and

Also, the Account of the Transient Poor Fund for Georgetown District; which were referred to the Committee of Ways and Means.

Mr. PARKER presented the Report of the Commissioners of Free Schools for St. Andrew's Parish, for 1848; which was referred to the Committee on Education.

Mr. PRESTON presented the Account of Edward Sill, for Public Printing; which was referred to the Committee on Claims.

Mr. ADAMS presented the Report of the Board of Visiters of the Military Academies; which was referred to the Committee on the Military;

Also, the Presentments of the Grand Jury of Richland District, for Spring Term, 1848, presenting the mischievous and ruinous effects produced by the retailing of Spirituous Liquors, and its general tendency to corrupt the elective franchise; which was referred to the Committee on Grievances.

Mr. ELIAS EARLE presented the Petition of sundry citizens of Pickens District, praying the appointment of an additional Magistrate; which was referred to the Pendleton Delegation.

Message No. 2 was received from His Exceflency the Governor, and read by BEAUFORT T. WATTS, Esq., his Private Secretary.

On motion of Mr. MEMMINGER, the Message was ordered to be printed; and, on his motion,

So much as relates to a digest of the negro law of South Carolina prepared by Judge O'Neall, together with the Digest, was referred to the Committee on the Judiciary;

So much as relates to a collection of the law in relation to Magistrates, prepared under the authority of the Legislature, by B. C. Pressley, Esq., together with the volume on that subject, was referred to the Committee on District Offices and Officers.

Mr. W. D. DESAUSSURE presented the Petition of William Glaze, praying payment for two Cannon purchased for the Richland Light Artillery; which was referred to the Committee on the Military.

Mr. PRESTON presented the Petition of sundry citizens of Columbia,

for permission to erect on the Court House lot, a fire proof building for a Post Office; which was referred to the Committee on Public Buildings.

Mr. NORRIS presented the Petition of sundry citizens of Pickensville, praying the appointment of a Magistrate for that place; which was referred to the Committee on District Offices and Officers.

Mr. R. W. FOSTER presented the Petition of sundry citizens of Spartanburg District, praying the establishment of a new place of Election in said District; which was referred to the Committee on Privileges and Elections.

Mr. HENRY, from the Committee on District Offices and Officers, made reports,

On A Bill to alter and amend the law in relation to Magistrates' Executions.

On sundry Petitions of citizens of the Districts of Anderson, Lexington and Abbeville; and A Bill to amend the Act to diminish the number of Magistrates, and

On the Petitions of citizens of Anderson and Spartanburg, praying that vacancies amongst the Magistrates may be filled by the Legislature; which were severally ordered for consideration to-morrow.

Mr. SULLIVAN, from the Committee on the Judiciary, made Reports,

On the Petition of James McCluney, praying that the Estate of David McCreight, liable to escheat, may be vested in Mary McCreight;

On the Petition of John C. Kerr, administrator of Peter Kerr, deceased, praying that the estate of Elizabeth H. Kerr, liable to escheat, be vested in the next of kin of Peter Kerr, deceased, and

On A Bill for the inspection of Flour in the City of Charleston; which were severally ordered for consideration to-morrow.

Mr. SULLIVAN, from the same Committee, to whom was referred the Petition of Henry Boland, reported A Bill to vest the right and title of the State in and to the estate of Elizabeth H. Kerr, deceased, in Hamilton H. Boland; which was read the first time, and ordered to be read the second time to-morrow.

Mr. BLAKENEY, from the Committee on Claims, made Reports,

On the Account of A. Herbemont, Clerk of the Court of Appeals;

On the Account of Todd & Russell; and

On the Petition of C. Matheson; which were severally ordered for consideration to-morrow.

On motion of Mr. BLAKENEY, the Committee on Claims was discharged from the consideration of the Memorial of Jesse Williams, praying compensation for punishment of Slaves, and the same was referred to the Committee on Accounts.

Mr. WILMOT G. DESAUSSURE, from the Committee on the Judiciary, made a Report,

On A Bill to establish the allowance of days of grace upon Bills of Exchange at sight; which was ordered for consideration to-morrow.

Mr. SPRINGS gave notice, that he will ask leave to-morrow to introduce A Bill, to confirm a grant to James M. Harris, which by mistake, was issued to James W. Harris.

Mr. MOORE submitted the following Resolution, which was ordered for consideration to-morrow:

Resolved, That it be referred to the Committee on the Lunatic Asylum, to inquire into the propriety of reducing the charges for patients in that Institution.

Pursuant to notice, and by leave of the House, Mr. GIDEON EVANS introduced A Bill, to increase the compensation of Grand and Petit Jurors; which was read the first time, and ordered to be read the second time to-morrow.

Pursuant to notice, and by leave of the House, Mr. DUPRE introduced A Bill, to authorize the Governor to establish the true meridians of Charleston, Columbia and all the County seats of this State, and for other purposes; which was read the first time, and ordered to be read the second time to-morrow.

Mr. HENRY submitted the following Resolutions, which were ordered for consideration to-morrow, and were ordered to be printed:

Resolved, That the safest mode of managing, and protecting the public monies of the State, as has been proven by long experience, has been by the establishment of a Bank of the State, and making that Bank the fiscal agent of the State.

Resolved, That it is inexpedient to take any action at this time, upon the question of the policy of re-chartering, or refusing to re-charter the Bank of the State, when its Charter shall expire.

Resolved, That it would be unwise, inexpedient, a breach of good faith towards the creditors of the State, who may have a lien on the capital and profits of the Bank—dangerous to the security of the public monies, and fatal to the commercial, agricultural, and mechanical interests of this State, so far as they are disconnected with other banking institutions, for this Legislature to take any action towards putting the Bank of the State in liquidation.

Resolved, That all, and every objection made against the principle of establishing a Bank of the State, applies with much greater force to all private incorporated banking institutions.

Resolved, That a Special Committee of each House he appointed to devise and report, at the next Session, the proper measures to prevent here-

after any Act of Incorporation from being granted to any banking institution of a private character.

Mr. PRESSLY gave notice that he will ask leave to-morrow to introduce A Bill, to establish a uniform day throughout the State for the election of Clerks, Sheriffs, Ordinaries, and Tax Collectors.

Mr. MEMMINGER, from the Committee of Ways and Means, made Reports,

On the Report of the City Council of Charleston as to the Transient Poor Fund;

On the Petition of Benoni Fowler, and

On the Petition of Hannah Thompson; which were severally ordered for consideration to-morrow.

Mr. MEMMINGER, from the Committee of Ways and Means, to whom were referred the Memorial of the South Carolina Rail Road Company, as to the funding of its debt, and the Report of the Comptroller General on that subject, reported A Bill to provide for funding the debt of the South Carolina Rail Road Company to the State; which was read the first time, and ordered to be read the second time to-morrow.

On motion of Mr. CUNINGHAM, the House proceeded to the consideration of a Resolution to limit the issue of Bills or Promissory Notes by Banks or Corporate Bodies; which had been made the *Special Order* of the Day, for this day, at 1 o'clock;

And on motion of Mr. CUNINGHAM, the said Resolution was ordered for consideration to-morrow.

Mr. YANCEY, from the Committee on Internal Improvements, made Reports,

On the Petition of sundry citizens, praying for a Charter to construct a Rail Road from or near the City of Charleston, to or near Silver Bluff, on Savannah River, and from thence across the said River to the State of Georgia;

On the Report of the Superintendent of Public Works;

On the Petition of Rebecca Rhame;

On the Petition of E. D. Earle, late Superintendent of Public Works; and

On the Memorial of James Gadsden, praying for the Charter of a Rail Road from the South Carolina Rail Road to Savannah River, at or near Silver Bluff; which were severally ordered for consideration to-morrow.

Mr. YANCEY, from the Committee on Internal Improvements, to whom were referred the Petition of sundry citizens of St. George's Parish, praying that Poke Swamp may be declared a navigable stream and a public highway, Reported A Bill to declare Poke Swamp, in St. George's

Parish, a navigable stream; which was read the first time, and ordered to be read the second time to-morrow.

On motion of Mr. YANCEY, the Committee on Internal Improvements was discharged from the consideration of the Petition of B. B. Cook and other citizens of Fairfield, praying that authority be given to the Greenville and Columbia Rail Road Company, to lay out and construct a Road from the point at which said Rail Road will cross Broad River, to some convenient point on the public road, known as the Monticello Road; and the same was referred to the Committee on Roads, Bridges and Ferries.

The Committee was also discharged from the consideration of the Petition of Dr. T. W. Moore, in relation to a bond given by him to the Superintendent of Public Works; and the same was ordered to *lie on the table.*

Mr. ADAMS, from the Committee on the Military, made Reports,

On the Petition of H. and E. Horlbeck, praying payment of an account for repairs to the Arsenal at Charleston; and

On A Bill to Incorporate the Fairfield Rifle Guards, and to define the recruiting limits of said Company; which were severally ordered for consideration to-morrow.

Mr. SIMONS, from the Committee on Education, made a Report

On the Presentment of the Grand Jury of Pickens District, in relation to the division of the Free School Fund; which was ordered for consideration to-morrow.

Mr. SIMONS, from the same Committee, to whom was referred the Petition of the Palmetto Lodge, No. 5, I. O. O. F., praying an amendment of An Act, granting them a vacant lot in the Town of Columbia: Reported A Bill to amend An Act, entitled "An Act to grant the use of a vacant lot in the Town of Columbia to the Palmetto Lodge, No. 5, of the Independent Order of Odd Fellows, on certain conditions," passed 17th December, 1847; which was read the first time, and ordered to be read the second time to-morrow.

Mr. YANCEY gave notice, that he will ask leave to-morrow to introduce A Bill to require Sheriffs to give notice of monies collected by them.

Mr. HUGER presented the Petition of Citizens of Charleston, in regard to Dray Licenses on the Neck; which was referred to the Charleston Delegation.

The following Message was received from the Senate:

IN THE SENATE, December 5th, 1848.

Mr. Speaker and Gentlemen:

Senate asks leave of your House, to add Mr. Cannon to the Special

Joint Committee, appointed to nominate suitable persons for President and Directors of the Bank of the State of South Carolina.

By order of the Senate.

ANGUS PATTERSON, President.

The House granted leave to the Senate to make the addition, and an answer was returned.

The following Message was also received from the Senate:

IN THE SENATE, December 5th, 1848.

Mr. Speaker and Gentlemen:

Senate concurs in the Message from your House, asking Senate to appoint a Committee, to meet a Committee appointed by your House, to nominate suitable persons to take the Census of the Free White Inhabitants of the State, and has appointed the Committee on Privileges and Elections, consisting of Messrs. Mazyck, Moses, Gist, Evans, and Hanna, a Special Committee on part of Senate for that purpose.

By order of the Senate.

ANGUS PATTERSON, President.

Mr. AIKEN gave notice, that he will to-morrow ask leave to introduce A Bill to Incorporate the Town of Winsboro'.

Mr. J. T. OWENS gave notice, that he will to-morrow ask leave to introduce A Bill to alter and amend the Law in relation to the collection of Military Fines.

The House then proceeded to the consideration of the Report of the Special Joint Committee, on the Memorials of the Greenville and Columbia, and Charlotte and South Carolina Rail Road Companies, asking legislative aid; together with A Bill to afford aid in constructing the Rail Roads from Columbia to Greenville and Charlotte, which had been made the *special order* of the day for this day, at half-past one o'clock, P. M.

Mr. ZIMMERMAN moved to discharge the special order, and the question being put, Tellers were called for, and the House divided: Messrs. W. B. R. Mitchell, Jones, Bethea, and William Evans, were appointed to count the House. The question was then taken, and the Tellers reported 40 in the affirmative and 64 in the negative.

Mr. LAW moved to amend the Bill by striking out all after the enacting words, for the purpose of inserting the following—

1. That as soon as an adjustment shall be made of the amount due to the State by the South Carolina Rail Road Company, the Comptroller General shall subscribe for the State of South Carolina, to a number of

Shares in Capital Stock of the Greenville and Columbia Rail Road Company, which, at par value, will be equal to one-third part of the debt so adjusted; and shall also subscribe for the State to a number of shares in the capital stock of the Charlotte and South Carolina Rail Road Company, equal at their par value to one other third part of the said debt; and shall also subscribe for the State to a number of shares in the capital stock of the Wilmington and Manchester Rail Road Company, equal at their par value to the remaining one-third part of the said debt.

2. Each of the said subscriptions shall be paid in the manner hereinafter mentioned, and shall be subject to the terms and conditions hereinafter expressed.

3. The subscriptions of the State shall be payable in such Bonds of the South Carolina Rail Road Company, as may be accepted by the State in liquidation of the aforesaid debt, and the said Bonds shall be accepted by the said Companies, respectively, for the amount specified therein, without any manner of recourse against the State.

4. The subscription of the State, shall be paid in the following manner: Whenever satisfactory proof shall be produced to the Comptroller, that one hundred thousand dollars shall have been paid in by the Stockholders, and expended in the construction of either of the said Roads, the Comptroller General shall deliver to the Company owning that Road, so many of the Bonds, as shall amount to one hundred thousand dollars; and, whenever similar proof shall be produced to the Comptroller General, that fifty thousand dollars more shall have been paid in and expended as aforesaid, the Comptroller General shall deliver fifty thousand dollars more of the said Bonds, to the Company producing such proof, and one-third part of the remaining subscription shall be paid to the Greenville and Columbia Rail Road Company, when the Road shall be finished and in operation as far as Newberry Court House; and one other third part of the remaining subscription shall be paid to the Charlotte and South Carolina Rail Road Company, when the Road shall be finished and in operation as far as Winnsboro'; and the other third part of the remaining subscription shall be paid to the Wilmington and Manchester Rail Road Company, when the Road shall be finished and in operation as far as

5. The State shall in no way whatsoever, be liable for the debts or contracts of either of the said Rail Road Companies.

6. The State shall have the same rights in the Companies, respectively, and in their management, as are reserved to private Stockholders.

7. An irrevocable condition is hereby imposed upon the said Companies, respectively, that they shall unite their respective roads, with the South Carolina Rail Road Company, with a track of the same width,

and shall so manage their affairs, as that transportation of freight and passengers, from the one road to the other, shall be had without hindrance of any kind whatsoever.

8. The General Assembly shall at any time, have a right to examine into the condition of the said Companies, and Annual Reports, exhibiting their condition and prospects, shall be presented by each of them to the General Assembly.

9. In case any of the payments made by the State, shall be in advance of the calls upon the private Stockholders, the State shall have a lien upon the whole property of the Corporation, to which such advance is made to secure the same unto the State.

After discussion thereon, on motion of Mr. MEMMINGER, the amendment was ordered to *lie on the table.*

The House then proceeded to read the Bill a second time, and having read the Seventh Section, Mr. TOWNES moved to amend the said Section, by adding the following words: "and the Legislature shall appoint annually, by Joint Resolution of the Senate and House of Representatives, five suitable Commissioners to represent the Stock of the State, at all meetings of the Stockholders of the said Company."

On motion of Mr. ADAMS the amendment was ordered to *lie on the table.*

Mr. IRBY moved to amend the Section, by adding the following words: "That the said Companies do employ the funds herein appropriated with their other capital, not heretofore expended, until the said Roads are completed to Newberry Court House and Winnsboro' "—and after discussion thereon,

On motion of Mr. MEMMINGER the amendment was ordered to *lie on the table.*

The Bill was then read the second time. The question being put, Shall the Bill be sent to the Senate? it passed in the affirmative.

YEAS 67—NAYS 47.

The Yeas and Nays were requested, and are as follows:

Those who voted in the affirmative, are

The Hon. JOHN IZARD MIDDLETON, Speaker;

Messrs. Adams,
Aiken,
Alexander,
Brownlee,
Messrs. Chick,
Crosby,
Cuningham,
Deas,

Messrs. W. G. DeSaussure,
W. D. DeSaussure,
Dunkin,
Elliott,
B. B. Foster,
R. W. Foster,
Gillison,
Harleston,
Harvey,
Henry,
Heyward,
Houston,
Huger,
Hunter,
Jones,
Johnson,
Lanneau,
McAliley,
Macbeth,
McCully,
Marion,
B. Y. Martin,
Memminger,
Metts,
Miller,
Nelson Mitchell,
Moore,
Moorman,
Noble,

Messrs. Norris,
Oswald,
Jesse T. Owens,
Parker,
Perry,
Pitts,
Poyas,
Pressly,
Preston,
Pringle,
Raoul,
J. Harleston Read, Jr.
J. P. Reed,
Robertson,
Simons,
E. P. Smith,
Joel Smith,
Springs,
Summer,
Taylor,
A. W. Thomson,
Thomas Thompson,
Tillinghast,
Tupper,
Wallace,
Whitefield,
John D. Williams,
John Wright, and
Yancey.

Those who voted in the negative, are

Messrs. Ashmore,
Ayer,
Bethea,
Blakeney,
Bouknight,
Boykin,
Calhoun,
Cantey,
Cook,
Dantzler,

Messrs. E. H. Earle,
Elias Earle,
Easterling,
Gideon Evans,
William Evans,
Fort,
Geiger,
Giles,
Grissette,
Harrington,

Messrs. Haselden,
Hay,
Hough,
Ingram,
Irby,
Keitt,
Lake,
Law,
McCaw,
McKewn,
A. M. Martin,
W.B. R. Mitchell,
Nelson,
W. A. Owens,
Messrs. Reynolds,
Ruth,
Salters,
Henry Smith,
Sullivan,
Tomkins,
Townes,
G. W. Williams,
G. M'C. Witherspoon,
J. B. Witherspoon,
S. W. Witherspoon,
Thos. J. Wright, and
Zimmerman.

On motion of Mr. MEMMINGER,

Ordered, That when this House adjourns, it shall be adjourned to meet at 11 o'clock A. M., to-morrow.

On motion of Mr. BOUKNIGHT, the House adjourned at 13 minutes past 4 o'clock, P. M.

WEDNESDAY, DECEMBER 6, 1848.

At the hour to which the House was adjourned, the Clerk called the Roll, when the Speaker took the Chair, and a quorum being present, the Journal of yesterday's proceedings was read.

Additional Member attended —

From Charleston.— Mr. F. D. RICHARDSON.

The Senate sent to this House for concurrence,

The Report of the Committee on the Military and Pensions, on the Petition of James Bennett, Administrator of Reuben Bennett, praying for arrears of Pension due his intestate; which was referred to the Committee on Pensions; and

The Report of the Committee on Claims and Grievances, on the account of W. J. Francis, Proprietor of the Sumter Banner, for printing; which was referred to the Committee on Claims.

The Senate also sent to this House, A Bill to provide for a special election of Tax Collector, for Laurens District; which was read the first time, and ordered to be read the second time to-morrow.

The SPEAKER announced that Mr. F. D. RICHARDSON is added to the Committee on the Judiciary, and to the Committee on Engrossed Acts.

Mr. McCULLY presented the Memorial of sundry citizens of Chester District, on the subject of the Court of Equity, and the jurisdiction of Magistrates; which was referred to the Committee on the Judiciary.

Mr. YANCEY presented the Memorial of the Intendant and Wardens of the Town of Hamburg. Also, of sundry citizens of the said Town, praying that an appropriation be made for improving in part the navigation of Savannah River; which was referred to the Committee on Internal Improvements.

Mr. WALLACE presented the Report and Memorial of the Regents of the Lunatic Asylum; also, the Report of the Physician and Superintendent; which were referred to the Committee on the Lunatic Asylum.

Mr. ADAMS presented the Account of Allen, McCarter & Co., for Stationery; which was referred to the Committee on Claims.

Mr. PRESTON presented the Petition of the Chaplain and Students of the South Carolina College, praying certain alterations and improvements of the College Chapel; which was referred to the Committee on Education;

Also, the Account of A. S. Johnston, for Books furnished for the use of the State; which was referred to the Committee on Claims; and

Also, the Petition of sundry citizens of Richland District, praying that the place of election may be removed from Gadsden in said District; which was referred to the Committee on Privileges and Elections.

Mr. RICHARDSON presented the Account of Dr. Henry Boylston, for medical attendance on members of the Palmetto Regiment, while in camp at the rendezvous in Charleston; which was referred to the Committee on Claims.

Mr. SIMONS presented the Petition of the LaFayette Artillery and German Artillery, praying an appropriation for two new Batteries and a Gun Shed; which was referred to the Committee on the Military.

Mr. DUNKIN presented the Petition of A. M. Pepper & Co., praying payment for certain work on the State Road; which was referred to the Committee on Internal Improvements.

Mr. KEITT presented the Petition of sundry citizens of Orangeburg District, praying that two Magistrates be appointed for each Beat Company, and that the election of said Magistrates be given to the people; which was referred to the Committee on District Offices and Officers.

Mr. ZIMMERMAN, from the Medical Committee, made Reports,

On the Account of Dr. R. W. Ervin;

On the Account of Dr. J. S. Mitchell; and

On the Account of Dr. C. Smith; which were severally ordered for consideration to-morrow.

Mr. BLAKENEY, from the Committee on Claims, made Reports,

On the Petition of Samuel Bryson;

On the Account of James Powell, Editor of the Cheraw Gazette; and On the Petition of sundry citizens of Sumter District, praying additional remuneration to James Moore for a slave executed; which were severally ordered for consideration to-morrow.

On motion of Mr. BLAKENEY, the Committee on Claims was discharged from the consideration of the Petition of Daniel Flud, and the same was referred to the Medical Committee.

Mr. ADAMS, from the Committee on the Military, made Reports,

On a Resolution to restore Company Courts Martial;

On the petition of sundry citizens of Anderson District praying that the line which divides the 4th and 42nd Regiments may be changed, and also the Petition of 849 citizens to continue the Regimental line as it now stands in the 4th Regiment;

On A Bill to amend the 71st Section of An Act, to reduce all Acts and clauses of Acts in relation to the Militia of this State to one Act, and to alter and amend the same, passed on the 17th day of December, Anno Domini, 1841; and

On A Bill to repeal all Acts and clauses of Acts of the General Assembly raising a salary for the office of Adjutant General; which were severally ordered for consideration to-morrow.

Mr. ADAMS, from the same Committee, to whom was referred the Petition of the Vigilant, Phœnix, Charleston, Ætna, German, Palmetto and Hope Fire Companies, and the Charleston Fire Company of Axemen of the City of Charleston; also, the Eagle and Marion Fire Companies of Charleston Neck, praying that the Members of the Fire Engine Companies of St. Philips and St. Michaels be exempted from ordinary militia duty after serving in said Companies a certain number of years, reported A Bill to exempt certain Officers in certain Fire Companies from ordinary militia duty; which was read the first time, and ordered to be read the second time to-morrow.

Mr. HENRY, from the Committee on District Offices and Officers, to whom was referred the Presentments of the Grand Jury of Laurens District for Fall Term, 1848, in relation to the Returns of the Commissioners of Public Buildings, Roads and Poor, and also, that portion of the said Presentment relating to the Election of a Tax Collector for Laurens, made a Report, and reported A Bill authorizing a special election for Tax Collector by the people of Laurens; which was read the first time, and ordered to be read the second time to-morrow.

Mr. TILLINGHAST, from the Committee on the Judiciary, made a Report,

On A Bill to alter the sittings of the Courts of Equity in the third Equity Circuit, and to establish a Court of Equity in Marlboro' District; which was ordered for consideration to-morrow.

Mr. HEYWARD, from the Committee on the Military, made a Report,

On A Bill to amend the Military Act; which was ordered for consideration to-morrow.

Mr. B. Y. MARTIN, from the Committee on Incorporations, to whom were referred the Memorial of the Town Council of Columbia, reported A Bill to increase the powers of the Town Council of Columbia; which was read the first time, and ordered to be read the second time to-morrow.

Mr. B. Y. MARTIN, from the same Committee, to whom was referred the Petition of sundry citizens of Laurensville, praying for taxing power to be given to the Council, or a repeal of Charter; reported A Bill to repeal the Act incorporating the village of Laurensville; which was read the first time, and ordered to be read the second time to-morrow.

Mr. OSWALD, from the Committee on Privileges and Elections, made Reports,

On the Petition of sundry citizens of Greenville District, praying for the suppression of the practice of treating at elections;

On the presentment of the Grand Jury of Horry District, recommending that Managers of Elections should be paid for their services; and

On A Bill to alter and amend the tenth section of the first article of the Constitution of this State, which were severally ordered for consideration to-morrow.

On motion of Mr. TOWNES, the Report on the Petition of citizens of Greenville, was ordered to be printed.

Mr. SIMONS, from the Committee on Education, made Reports,

On the Memorial of the Commissioners of Free Schools for Pickens District;

On the Petition of the Commissioners of Free Schools, for the Parish of St. George's Dorchester; which were severally ordered for consideration to-morrow.

Mr. SIMONS, from the Charleston Delegation, made a Report,

On the Petitions of sundry citizens of Charleston for the establishment of a Branch Pilot for Ashley and Cooper Rivers; which were severally ordered for consideration to-morrow.

Mr. SIMONS, from the same Committee, to whom were referred the Petitions of sundry citizens of Spartanburg, Newberry, and Fairfield Districts, in relation to the establishment of Schools for the Deaf and Dumb; reported A Bill to amend an Act, entitled "An Act toprovide for the ed-

ucation of the Deaf and Dumb children of this State," passed 17th December, A. D. 1834; which was read the first time, and ordered to be read the second time to-morrow.

Mr. SULLIVAN, from the Committee on the Judiciary, made Reports,

On the Petition of James S. Guignard;

On the Presentment of the Grand Jury of Lexington, recommending that compensation be allowed Commissioners of Free Schools, and of the Poor, for their services, and that the pay of Jurors be increased to two dollars per day; and

On the Petition of citizens of the Parish of St. James, Santee, praying for protection from injury, caused by persons coming from a distance, and driving off cattle from the neighborhood in which the Petitioners reside; which were severally ordered for consideration to-morrow.

Mr. SULLIVAN, from the Special Joint Committee, on the subject of providing a suitable room for the Senate Records, made a Report, which was ordered for consideration to-morrow.

Mr. MACBETH, from the Committee on the Judiciary, made a report on A Bill to provide an additional remedy for trespasses committed on real estate; which was ordered for consideration to-morrow.

Mr. ELLIOTT submitted the following resolution, which was ordered to be considered immediately, and was agreed to:

Resolved, That the Committee on Public Buildings be instructed to enquire and report on the expediency of constructing a room in the place of the west portico of the State House, (with an estimate of its probable cost,) for the purpose of keeping the Legislative Records in the charge of the Clerks of the House and Senate.

Mr. HENRY submitted the following Resolutions, which were ordered for consideration to-morrow:

Resolved, That the Committee on the Judiciary be instructed to enquire and report upon the expediency of so amending the law as to require a registration of the births, marriages and deaths occurring in this State.

Resolved, That the Committee be authorized to report by Bill, or otherwise.

Mr. McALILEY submitted the following Preamble and Resolutions, which were ordered for consideration to-morrow, and to be printed:

Whereas, many grave charges have been made through the newspapers of this State, and have been extensively circulated by said papers, and other means, against the management of the Bank of this State and its Branches, which said charges are calculated greatly to impair, if not entirely to destroy the confidence of the public in said Bank, and thereby cripple its energies and greatly diminish its usefulness: And notwithstanding said charges have been denied by the persons intrusted with the

management of said Bank, the same are reiterated by gentlemen of standing and responsibility:

And whereas, it is of all importance that this House should know the truth or falsity of said charges, and should have full and disinterested evidence of the true state and condition of said Bank and its Branches, and the management thereof, before any definite action can be taken by this House in reference to said Bank. Be it therefore

Resolved, That a Joint Special Committee of five persons, to be elected by joint ballot of the two Houses, be appointed, whose duty it shall be to investigate and ascertain the true state and condition of said Bank and its Branches, and the management thereof; and when the same shall be ascertained, the said Committee shall make a full report thereon, containing all the evidence taken by them as to its state, condition and management, on said investigation; and no evidence shall be taken, except the same be on oath.

2*d*. That said Committee shall have full power and authority, to sit from day to day, after the adjournment of this General Assembly, and at such place or places, as said Committee may deem most proper, until said investigation is completed. The said Committee shall take all evidence of persons on oath examined before them, and for such purpose shall have full power and authority to summon the Officers and Directors, and Agents of said Bank and its Branches, and all other persons whose testimony said Committee may deem material to aid in said investigation; and to administer oaths to all such persons, so brought before them, and to have all the power and authority now vested in any of the Courts of Record in this State, to compel the attendance of witnesses, and to enforce decorum, whilst conducting said investigation.

3*d*. That the members of said Committee shall each receive the sum of dollars per day, whilst actually employed in said investigation, and shall also be allowed all reasonable sums paid by them for services of Clerks, to take down evidence, and to execute the writing to aid in said investigation.

Mr. HENRY submitted the following Resolutions, which were ordered for consideration to-morrow.

Resolved, That the Executive of this State, be instructed and required to appoint an agent, with plenary powers to receive from the Government of the United States, all sums of money standing to the credit of this State, upon the records of the General Government.

Resolved, That when the money above referred to shall be collected, the same be deposited with the Bank of the State, as a fund solemnly pledged to be appropriated by the Legislature, in aid of new Rail Roads, now building or hereafter to be built in this State.

Mr. W. A. OWENS submitted the following Preamble and Resolutions, which were ordered to be considered to-morrow, and to be printed:

In the recent war between Mexico and the United States, South Carolina commissioned and sent forth a Regiment of her citizens, to defend the rights of their country. True to her former renown, they have borne triumphantly aloft in every conflict in which they were engaged, the ensigns of her glory. Neither the destroying pestilence of the clime, nor the scorching rays of the torrid sun, could check their ardor, or subdue their zeal.

In this Regiment, were those who always commanded the highest honors and regard of the State, and whose heroism and valor on the plains of Mexico, have added greatly to the reputation for patriotism and devotion, which they ever exhibited for their country. The gallant BUTLER, whose daring and intrepidity are surpassed in the annals of war, was not the first of his name, who sealed with his blood his allegiance to South Carolina. Nor did the lamented DICKINSON require to "have a place in the picture," to prove his devotion to the land of his birth. The sorrow which overshadowed the State, at the loss of her sons, has been somewhat dispelled, by welcoming to her bosom the surviving guardians and defenders of her fame, and she realizes the highest satisfaction in expressing her unqualified admiration for the returning leader of her Regiment, and his gallant associates in arms.

Resolved, 1. That the thanks of the State of South Carolina are due to the Officers and Soldiers of the Palmetto Regiment, who, together with those who have fallen in the field, have, by the most unexampled heroism, rendered the names of Contreras, Churubusco, Chapultepec and the Garita de Belen, household words throughout the length and breadth of the State.

Resolved, 2. That the Governor of the State procure, and cause to be presented on behalf of the State, a sword to the eldest son of the late Colonel BUTLER; and also one to the nearest male relative of the late Lieut. Colonel DICKINSON, as evidence of the deep regard and admiration of the State for the lamented and distinguished dead.

Resolved, 3. That the Governor do also procure, and cause to be presented on behalf of the State, a sword to Col. GLADDEN, as a testimonial of her appreciation of the distinguished ability and bravery he manifested as Chief of the Palmetto Regiment.

Resolved, 4. That the Governor do also cause suitable Medals to be prepared, with proper devices, to be presented to all the commissioned officers of the Regiment, and for all the non-commissioned officers and privates.

Resolved, 5. That the Executive do communicate the foregoing to the

families of Colonel BUTLER and Lieut. Colonel DICKINSON, and also to the Field and Staff officers of the Regiment, and to the Captains or commanders of companies, with the request that the same may be communicated to the officers and soldiers who have been under their command.

On motion of Mr. TOWNES,

Resolved, That the use of this Hall be granted to the State Bible Convention to-morrow evening, for the purpose of holding a Public Meeting.

Mr. AYER submitted the following Resolution, which was read and ordered to be printed, and was referred to the Committee of the Whole House, to whom had been referred sundry Resolutions as to the re-charter of the Bank of the State, and made the Special Order of the day for Saturday next, at 1 o'clock, P. M.

Resolved, That in the next Annual Report of the President and Directors of the Bank of the State of South Carolina to the Legislature, and in every such Annual Report thereafter, shall be included an exhibit of the liabilities of each Member of the Legislature, and each officer and Director of said Bank and its Branches, whether as Principal or Security on Notes, Bonds, Mortgages, Judgments, or any other form of obligation to the said Bank and Branches; the said exhibit to show the full amount of said liabilities existing on the first day of each month, commencing with the first day of February next, and to embrace the liabilities of the Members of the Legislature, and of the Officers and Directors of the Bank, not only of the Bank or Branch to which said Officers and Directors may be respectively attached, but also to the Mother Bank and both Branches.

Pursuant to notice, and by leave of the House, Mr. JOEL SMITH introduced A Bill to alter and amend the laws in relation to the duties of Grand Jurors; which was read the first time and ordered to be read the second time to-morrow.

Pursuant to notice, and by leave of the House, Mr. G. B. WILLIAMS introduced A Bill to Incorporate the King's Mountain Rail Road Company; which was read the first time and ordered to be read the second time to-morrow.

Pursuant to notice, and by leave of the House, Mr. SPRINGS introduced A Bill to confirm a Grant to James M. Harris, which by mistake was issued to James W. Harris; which was read the first time and ordered to be read the second time to-morrow.

Pursuant to notice, and by leave of the House, Mr. PRESSLY introduced A Bill, to establish a uniform day throughout the State, for the election of Clerk, Sheriff, Ordinary and Tax Collector; which was read the first time, and ordered to be read the second time to-morrow.

Pursuant to notice, and by leave of the House, Mr. AIKEN introduced A Bill to Incorporate the Town of Winnsboro'; which was read the first time, and ordered to be read the second time to-morrow.

Pursuant to notice, and by leave of the House, Mr. YANCEY introduced A Bill, to require Sheriffs to give notice of money collected by them; which was read the first time, and ordered to be read the second time to-morrow.

Mr. McALILEY gave notice, that he will to-morrow ask leave to introduce A Bill, to repeal the third and fourth Sections of An Act, entitled An Act to provide against the suspension of specie payments by the Banks of this State.

On motion of Mr. J. HARLESTON READ, Jr.,

Resolved, That a Committee of three, be appointed by the Chair, to wait on the Hon. J. C. CALHOUN, to tender him the civilities of this House, and invite him to a seat on the floor, during his presence in Columbia. The SPEAKER appointed the following gentlemen of the Committee: Messrs. J. H. READ, Jr., ELIAS EARLE, and A. W. THOMSON.

Mr. MACBETH gave notice, that he will ask leave to-morrow, to introduce A Bill, to grant the lower part of the Columbia Canal to "the Company for the inland navigation, from Santee to Cooper River," and their successors on certain conditions.

Mr. NELSON MITCHELL gave notice, that he will to-morrow ask leave to introduce a Bill to amend "An Act to prevent the citizens of New York from carrying slaves, or persons held to service, out of this State, and to prevent the escape of persons charged with the commission of any crime.

Mr. REYNOLDS submitted the following Resolution, which was ordered to be considered immediately, and was agreed to.

Resolved, That the Librarian of the House be, and he is hereby authorized and instructed to furnish such Members of the House of Representatives respectively, as have not heretofore received copies of the Rules, with bound copies of the same.

Mr. REYNOLDS gave notice, that he will to-morrow ask leave to introduce A Bill, to guard against conflagrations, by requiring steamers, other than such as may use coal or coke for fuel, to be provided with spark catchers, or other contrivance to prevent the issue of sparks and flakes of fire from the chimneys thereof.

Also, A Bill to amend An Act passed December 21, 1839, entitled "An Act to prohibit the digging of cellars in future, within the limits of Towns on the sea board.

The House then proceeded to the consideration of the

GENERAL ORDERS.

A Bill to amend An Act, entitled "An Act more effectually to prevent free negroes, and other persons of color, from entering into this State, and for other purposes," passed the 19th day of December, in the year of our Lord 1535, was read the second time, and ordered to be sent to the Senate.

A Bill directing a Census to be taken of the Free white inhabitants of this State, was called for a second reading, and was referred to the Special Joint Committee, charged with the selection of suitable persons to take the Census of the Free white inhabitants of this State.

The following unfavorable Reports were considered and agreed to:

Reports of the Committee on Claims,

On the Account of J. B. Irving, late Sheriff; and

On the Account of Dr. A. W. Kennedy.

Report of the Committee on Pensions,

On the Petition of sundry citizens, praying that Jesse Hicks may be placed on the Pension Roll.

Reports of the Committee on the Judiciary,

On the Petition of James McCluney, and

On the Petition of John C. Kerr.

The House considered and agreed to the Report of the Committee on District Offices and Officers, asking to be discharged from the Petition of sundry Citizens of Anderson District, praying the appointment of an additional Magistrate, and a Petition from Spartanburg, with a similar prayer.

On motion of Mr. HENRY, the former was referred to the Pendleton Delegation, and the latter to the Spartanburg Delegation.

The House considered and agreed to the following Reports, and ordered them to be sent to the Senate for concurrence:

Reports of the Committee on Claims,

On the Account of J. E. Grist:

On the Account of W. F. Durisoe;

On the Account of O. H. Wells;

On the Account of the Camden Journal;

On the Account of Charles H. Allen;

On the Account of Burt & Doby;

On the Account of A. Herbemont, Clerk of the Court of Appeals at Columbia;

On the Account of Todd & Russell: and

On the Petition of C. Matheson.

A Resolution, submitted by Mr. SULLIVAN, on the 4th inst., to amend the Rules of the House, by permitting any Committee to have

printed A Bill, or any other paper, referred to them, was considered and agreed to.

On motion of Mr. ADAMS, an unfavorable Report of the Committee on the Military, on the Petition of the Washington Guards, of Edgefield District, was *taken up*, and the House agreed to the Report.

The following Bills were read by their titles, and referred:

A Bill to provide compensation for *post mortem* examinations, was referred to the Medical Committee.

A Bill to prohibit the sale of Spirituous Liquors, in quantities less than one quart, to be drunk on the premises where sold; was referred to the Committee on Grievances.

A Resolution, requesting the Committee on the Lunatic Asylum to inquire into the expediency of reducing the charges for patients in that Institution, was agreed to.

The following Bills were read by their titles and referred:

A Bill to increase the compensation of Grand and Petit Jurors, was referred to the Committee of Ways and Means; and

A Bill to authorize the Governor to establish the true Meridians of Charleston, Columbia, and all the county seats of this State, and for other purposes, was referred to the Committee on Education.

A Resolution to limit the issue of Bills or Promissory Notes by Banks or Corporate Bodies, was called for consideration, and on motion of Mr. CUNINGHAM, it was made the Special Order of the Day for to-morrow, at 1 o'clock, P. M.

On motion of Mr. J. HARLESTON READ, Jr., the *General Orders* were suspended; and

Mr. READ, from the Special Committee, appointed to invite the Hon. JOHN C. CALHOUN to a seat on the floor of this House, reported, That the Committee had performed the duty assigned to them, and that Mr. CALHOUN accepted the invitation, and would take his seat on the floor of House, to-morrow, at 2 o'clock, P. M.

The *General Orders* were then resumed.

The following Reports were considered and agreed to, and ordered to be sent to the Senate for concurrence:

Report of the Committee on Internal Improvements:

On the Report of the Superintendent of Public Works; and

Report of the Committee on the Military:

On the Petition of H. & E. Horlbeck.

The following unfavorable Reports were considered and agreed to:

Reports of the Committee on Internal Improvements;

On the Petition of Rebecca Rhame; and

On the Petition of E. D. Earle, late Superintendent; and

Report of the Committee on Education,

On the Presentment of the Grand Jury of Pickens District, in relation to the division of the Free School Fund.

The Report of the Committee on Internal Improvements,

On the Petition of sundry Citizens, for a Charter to construct a Railroad from or near the City of Charleston, to or near Silver Bluff on Savannah River, was called for consideration.

On motion of Mr. TUPPER, the Report was made the Special Order of the day for Friday next, at 1 o'clock, P. M.; and on motion of Mr. PERRY, it was ordered to be printed.

On motion of Mr. TUPPER, the Report of the Committee on Internal Improvements, on the Memorial of James Gadsden, for the charter of a Rail Road from the South Carolina Rail Road to the Savannah River, at or near Silver Bluff, was also made the Special Order of the day for Friday next, at 1 o'clock, P. M., and was ordered to be printed.

A Bill to alter and amend the law in relation to Magistrate's Executions, was read the second time, and ordered to be sent to the Senate.

A Bill to amend the Act to diminish the number of Magistrates, was called for a second reading: And, the question being put, Will the House agree to the Report of the Committee on District Offices and Officers, recommending that said Bill do not pass? It passed in the affirmative.

YEAS 60—NAYS 55.

The Yeas and Nays were requested and are as follows:

Those who voted in the affirmative, are

The Hon. JOHN IZARD MIDDLETON, Speaker,

Messrs. Aiken,
Alexander,
Barton,
Blakeney,
Boykin,
Calhoun,
Cantey,
Chick,
Cook,
Crosby,
Dantzler,
W. G. DeSaussure,
W. D. DeSaussure,

Messrs. Dunkin,
Elias Earle,
Elliott,
B. B. Foster,
R. W. Foster,
Grissette,
Harrington,
Heyward,
Henry,
Hough,
Houston,
Hunter,
Ingram,

Messrs. Johnson,
Lanneau,
Law,
Macbeth,
McCully,
McKewn,
A. M. Martin,
Memminger,
Metts,
Miller,
Nelson Mitchell,
Moore,
Moorman,
Jesse T. Owens,
Parker,
Perry,
Pitts,
Poyas,
Pringle,
Richardson,
Robertson,
Salters,
E. P. Smith,
Summer,
A. W. Thomson,
Tupper,
Wallace,
Whaley,
Whitefield,
J. B. Witherspoon,
S. W. Witherspoon,
John Wright, and
Zimmerman.

Those who voted in the negative, are

Messrs. Adams,
Ashmore,
Ayer,
Bethea,
Bouknight,
Brownlee,
Deas,
Ed. H. Earle,
Easterling,
Gideon Evans,
William Evans,
Fort,
Geiger,
Giles,
Gillison,
Harleston,
Harvey,
Haselden,
Hay,
Irby,
Jones,
Lake,
McAliley,
McCaw,
Marion,
B. Y. Martin,
W. B. R. Mitchell,
Nelson,
Noble,
Norris,
Oswald,
W. A. Owens,
Pressly,
Preston,
Raoul,
J. Harleston Read, Jr.
J. P. Reed,
Reynolds,
Ruth,
Seabrook,
Simons,
Henry Smith,
Joel Smith,
Springs,

Messrs. Sullivan,
Taylor,
Thomas Thompson,
Tillinghast,
Tomkins,
Townes,
Messrs. G. W. Williams,
J. D. Williams,
G. McWitherspoon,
T. J. Wright, and
Yancey.

On motion of Mr. HENRY,

Ordered, That when this House adjourns, it shall be adjourned to meet at 12 o'clock, M., to-morrow.

On motion of Mr. B. B. FOSTER, the House adjourned at half-past 3 o'clock, P. M.

THURSDAY, DECEMBER 7, 1848.

At the hour to which the House was adjourned the Clerk called the Roll, when the Speaker took the Chair, and a quorum being present, the Journal of yesterday's proceedings was read.

Additional Member attended—

From Pendleton—Mr. T. J. PICKENS.

The SPEAKER laid before the House the Report of J. N. Whitner, Solicitor of the Western Circuit, concerning District Officers and their Offices; which was referred to the Committee on District Offices and Officers.

The SPEAKER also laid before the House the Private Annual Report of the President of the Bank of the State of South Carolina, exhibiting the indebtedness of the Officers and Directors of said Bank; which, on motion of Mr. J. H. READ, was referred to the special Joint Committee charged with the nomination of suitable persons for President and Directors of said Bank.

The Senate sent to this House the following Bills, which were read the first time, and ordered to be read the second time to-morrow:

A Bill to incorporate the Bradford Springs Female Institute Company; and

A Bill to incorporate the Town of Winnsborough.

Mr. SALTERS presented the Petition of Alexander McCants, Jailor for Williamsburgh District, for Blankets furnished prisoners; which was referred to the Committee on Claims.

Mr. J. P. REED presented the Petition of F. M. Harris and Samuel

M. Wilks, praying leave to erect fire proof Offices on the Jail Lot in the Town of Anderson; which was referred to the Committee on Public Buildings;

Also, the Petition of the Members of Twenty-six Mile Creek Baptist Church, in Anderson District, praying An Act of Incorporation; which was referred to the Committee on Incorporations.

Mr. NORRIS presented the Petition of sundry citizens of Pickens District, praying that a charter for a Toll Bridge across Saluda River, for J. T. Ligon, may not be granted; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. J. HARLESTON READ, Jr., presented the Account of E. Waterman, Jr., for public printing; and

Mr. SIMONS presented the Account of Thomas J. Gantt, for extra services as Register in Equity for Charleston District, which were severally referred to the Committee on Claims.

Mr. ALSTON presented the Return of the Commissioners of Free Schools for All Saints, for the year 1848; which was referred to the Committee on Education.

Mr. PRINGLE presented the Petition of Alexander Scharlock, praying compensation for executing a slave; which was referred to the Committee on Claims.

Mr. W. A. OWENS presented the Petition of sundry citizens of Barnwell, praying the reestablishment of Brigade Encampments; which was referred to the Committee on the Military.

Mr. J. P. REED, from the Special Joint Committee, to whom was referred the Memorial of the Wilmington and Manchester Rail Road Company, reported A Bill to aid in the construction of the Wilmington and Manchester Rail Road; which was read the first time, and ordered to be read the second time to-morrow.

Mr. CALHOUN, from the Committee on Grievances, made a Report,

On the Petition of sundry citizens of Edgefield District, praying the repeal of the 6th Section of An Act, entitled "An Act to Incorporate certain Societies and Companies, and to renew and amend certain Charters heretofore granted," ratified on the 17th December, 1847; which was ordered for consideration to-morrow.

Mr. CALHOUN, from the same Committee, made Reports,

On the Presentments of the Grand Juries of Newberry, Abbeville and Barnwell, on the subject of retailing;

On the Petitions of sundry citizens of Lexington District, praying that the question of retailing spirituous liquors be determined by the votes of the Districts, Cities, Towns or Villages of this State, and

On the Memorial of the West Union Total Abstinence Society.

On motion of Mr. TUPPER, the said Reports were made the Special Order of the day for Monday next, at 1 o'clock, P. M.

Mr. HUGER, from the Committee on Federal Relations, to whom was referred so much of the Governor's Message, No. 1, as relates to the agitation of the Slavery question, made a Report, which was ordered for consideration to-morrow.

Mr. HUGER, from the same Committee, to whom was referred so much of the Governor's Message, No. 1, as relates to a cession of certain Lands to the United States, reported A Bill to authorize the United States to purchase a sufficient quantity of land in this State for the erection of a Custom House, and for other purposes; which was read the first time, and ordered to be read the second time to-morrow.

Mr. BLAKENEY, from the Committee on Claims, made Reports,

On the Report of the Committee on Claims and Grievancies of the Senate, on the Account of William J. Francis, for public printing; and

On the Petition of A. G. Summer, for balance due him for Public Printing; which were severally ordered for consideration to-morrow.

Mr. W. D. DeSAUSSURE, from the Special Joint Committee, charged with the duty of nominating suitable persons to take the Census, made a Report,

On A Bill, directing a Census to be taken of the Free White Inhabitants of this State; which was ordered for consideration to-morrow.

Mr. SUMMER, from the Committee on Roads, Bridges and Ferries, made Reports,

On the Petition of Willis Ramsay, praying compensation for damage done his land by running a public road through it;

On the Petition of sundry citizens of Marion District, praying for a new road;

On the Petition of Charles Jugnot and O. B. Hillard; and

On the Petition of sundry citizens of Spartanburg District, against the Rolling Mill Road; which were severally ordered for consideration to-morrow.

Mr. YANCEY, from the Committee on Internal Improvements, to whom was referred the Petitions of sundry citizens of Darlington and Sumter Districts, praying that the penalty for obstructing the passage of fish up Lynch's Creek, may be increased, reported A Bill to amend An Act, entitled "An Act to prevent the obstruction of fish up Lynch's Creek;" which was read the first time, and ordered to be read the second time to-morrow.

Mr. YANCEY, from the same Committee, to whom was referred the Petition of William Sloan & Co., reported A Bill to incorporate the

Keowee Turnpike Company; which was read the first time, and ordered to be read the second time to-morrow.

Mr. YANCEY, from the same Committee, to whom was referred a Resolution of Enquiry, as to the expediency of disposing of the Canals and State Road, and of abolishing the office of Superintendent of Public Works; reported A Bill to abolish the Office of Superintendent of Public Works, and for other purposes; which was read the first time, and ordered to be read the second time to-morrow.

Mr. YANCEY, from the same Committee, to whom was referred a Resolution of the Commissioners of Roads, of St. James Goose Creek, in relation to the State Road, made a Report; which was ordered for consideration to-morrow.

Mr. SIMONS, from the Committee on Education, made Reports,

On the Schedule accompanying the Return of the Commissioners of Free Schools, for the Parish of St. John's Berkley;

On the Presentment of the Grand Jury of Newberry District, recommending the purchase of a tract of land;

On the Presentment of the Grand Jury of Barnwell District, Spring Term, 1848, respecting the Free School System; and

On A Bill to authorize the Governor to establish the true meridians of Charleston, Columbia, and all the County seats of this State, and for other purposes; which were severally ordered for consideration to-morrow.

Mr. W. G. DESAUSSURE, from the Committee on the Judiciary, made a Report,

On A Bill to fix and determine the circumstances, under which Notes, Drafts, Bills of Exchange, and other promissory obligations shall be entitled to days of grace; which was ordered for consideration to-morrow.

Mr. SULLIVAN, from the Committee on the Judiciary, made Reports,

On a Resolution to give Ordinaries the power to enforce their decrees, and collect their costs;

On the Petition of sundry citizens of Abbeville, praying an alteration of the laws in relation to the duties of Grand Jurors; and

On A Bill to require the Sheriffs of the several Districts of this State, to make annual reports of certain prisoners in their custody; which were severally ordered for consideration to-morrow.

On motion of Mr. CUNINGHAM, the House proceeded to the consideration of a Resolution, to limit the issue of bills or promissory notes by Banks or corporate bodies, which had been made the Special Order of the day for this day, at 1 o'clock, P. M. The House agreed to the Resolution, and the SPEAKER, under the terms of the Resolution, appointed the following gentlemen of the Committee, Messrs. CUNINGHAM, MEM-

MINGER and BOYKIN. The Resolution was ordered to be sent to the Senate for concurrence.

Mr. SUMMER submitted the following Preamble and Resolutions:

Whereas, the charters of all the Banks in this State, will expire between the years 1851 to 1858:

1. *Be it Resolved*, That it is inexpedient and impolitic to renew any of the said Charters after their expiration.

2. *Resolved*, That it is unwise, inexpedient and impolitic, for a State to grant Bank Charters to associated Capitalists, thereby subjecting the industry and property of the people to the ruinous expansions and contractions, which it is the interest of such institutions to produce.

3. *Resolved*, That all the Bank Charters of this State, are founded on erroneous and anti-republican principles.

On motion of Mr. SUMMER, the Preamble and Resolutions were ordered to be printed, and were made *Special Order* of the Day for Tuesday next, at 1 o'clock, P. M., in Committee of the Whole House.

Mr. KEITT submitted the following Resolutions:

1*st*. *Resolved*, That the continued agitation of the question of Slavery by the people of the non-slaveholding States, by their Legislatures and by their Representatives in Congress, exhibits not only a want of that national courtesy, which should exist between kindred States; but is a palpable violation of good faith towards the slaveholding States which adopted the present Constitution, "in order to form a more perfect union."

2*nd Resolved*, That while we acquiesce in adopting the boundary between the slaveholding and non-slaveholding States, known as the Missouri compromise line, we will not submit to any further restriction upon the right of any Southern man to carry his property, and his institutions into any Territory acquired by southern treasure and by southern blood.

3*rd*. *Resolved*, That should the "Wilmot Proviso," or any similar restriction, be applied by Congress to the Territories of the United States, south of 36 degrees, 30 minutes north latitude, we recommend to our Senators in Congress to leave their seats in that body, and that the Legislature of South Carolina be forthwith assembled to adopt such measures as the exigency may demand.

On motion of Mr. KEITT, the Resolutions were ordered to be printed; and on motion of Mr. TOWNES, they were referred to the Committee on Federal Relations.

Mr. NELSON MITCHELL submitted the following Preamble and Resolutions, which were ordered to be referred to the Committee on Federal Relations, and ordered to be printed.

Whereas, The increasing agitation on the subject of slavery, and the

efforts constantly made to attack our institutions through the legislation of Congress, in utter violation of the spirit and intention of our constitutional compact, afford the most conclusive evidence of the intention on the part of a large majority of the inhabitants of the non-slaveholding States, to disregard all constitutional obligations, and render us insecure in the enjoyment of our rights:

And whereas, the attempt to exclude us from the equal enjoyment from the public Territory, the "common property of all the States," whether by arrogating such power to Congress, or conceding it to the people of the Territories, supported as these attempts have been by both the great political parties in the non-slaveholding States, must fill us with distrust of the efficacy of any party connexion for our security, and coerces us to look for safety only to our own determination and the united action of such of our sister States as occupy a common position and have common rights and interests with ourselves.

Be it therefore Resolved, That while our convictions of the necessity of a limited construction of the Constitution remain unchanged, and while we still adhere to all those principles which have induced us to act with the Democratic Party of the Union, we recognise in the alarming struggle which is impending between the different portions of the Confederacy, a question which concerns the very existence of the slaveholding States, and see in it the necessity for the earnest and united efforts of all their patriotic citizens, without regard to party distinctions, to arrest the progress of anti-slavery agitation, and vindicate our right to a position of political equality.

Resolved, That after the solemn declarations and resolutions expressed by our sister slaveholding States, we cannot but confide in their fixed determination to oppose all attempts to invade our rights, and their readiness to unite with us in all measures necessary and proper for our common protection.

Resolved, That we believe the incorporation of the odious and insulting restriction commonly known as the Wilmot Proviso, in the act providing for the government of the Oregon Territory, to have been a wanton attack upon the rights of the slaveholding States, and cannot but see in it the indication of a settled purpose on the part of the rest of the Confederacy, to exclude us hereafter from the equal enjoyment of the common property of all the States, and direct the legislation of Congress to our ruin.

Resolved, That we earnestly appeal to all our sister States having common rights and interests with ourselves, to unite with us in efforts to prevent the consummation of such a purpose, and should it be effected, to concert measures to resist it and vindicate our right and political equality.

Resolved, That duly impressed with the solemn responsibility which rests upon us not to act unadvisedly and prematurely in a matter of such importance and magnitude, and still trusting to the firmness of the Executive, and a patriotic discharge of duty in that department of the Government, we deem it inexpedient to express any opinion at this time on the course which we ought to pursue, should the attempt to incorporate any such odious discrimination into the legislation of the country be successful.

Mr. A. M. MARTIN gave notice, that he will ask leave to-morrow to introduce A Bill, to incorporate the Charleston and Georgia Rail Road Company.

Mr. TUPPER gave notice, that he will to-morrow ask leave to introduce A Bill, to authorize the formation of the Georgia and Silver Bluff Rail Road Company.

Pursuant to notice, and by leave of the House, Mr. IRBY introduced A Bill to amend an Act, entitled "An Act to incorporate the Laurens Rail Road Company;" which was read the first time, and ordered to be read the second time to-morrow.

Pursuant to notice, and by leave of the House, Mr. TOWNES introduced A Bill, to incorporate the Greenville Rail Road Company; which was read the first time, and ordered to be read the second time to-morrow.

Mr. YANCEY submitted the following Resolution, which was ordered for consideration to-morrow.

Resolved, That it be referred to the Committee on the Judiciary to enquire and report upon the expediency of a general revisal of the Statutes of this State, and the adoption of a system of codification to supply the place of the present body of Statute Law.

Mr. YANCEY gave notice, that he will to-morrow ask leave to introduce A Bill, to regulate the Toll to be taken at the several Grist Mills throughout the State.

Pursuant to notice, and by leave of the House, Mr. McALILEY introduced A Bill, to repeal the third and fourth Sections of an Act to provide against the suspension of Specie Payments by the Banks of this State; which was read the first time, and ordered to be read the second time to-morrow.

Mr. McALILEY gave notice, that he will to-morrow ask leave to introduce A Bill, to amend the Charter of the Spartanburg and Union Rail Road Company.

Pursuant to notice, and by leave of the House, Mr. J. T. OWENS introduced A Bill, to alter and amend the Law in relation to the collection of Military Fines; which was read the first time, and ordered to be read the second time to-morrow.

Mr. THOMAS J. WRIGHT submitted the following Resolution; which was ordered for consideration to-morrow.

Resolved, That this General Assembly do adjourn its present Session *sine die*, on Wednesday the 13th inst.

Mr. WHITEFIELD gave notice, that he will ask leave to-morrow to introduce A Bill, to secure to Defendants in the Sessions, like process with the State, in all cases, to procure the attendance of Witnesses.

On motion of Mr. HUGER, the Report of the Committee on Federal Relations, on so much of the Governor's Message as relates to the agitation of the Slavery question, was ordered to be printed.

Mr. REYNOLDS presented the Memorial of Charles Edmondston, Ker Boyce, James Adger, and others, citizens of Charleston, praying for the establishment of a Standing Committee of the House, devoted to the interests of Commerce, Manufactures, and the Mechanic Arts.

On motion of Mr. REYNOLDS, the Memorial was referred to a Special Committee of three, of whom the Speaker appointed the following gentlemen: Messrs. Reynolds, Sullivan, and B. B. Foster.

The Senate returned to this House A Bill, to afford aid in constructing the Rail Roads from Columbia to Greenville and Charlotte; which was read the third time. And the question being put, Shall the Bill pass? It passed in the affirmative.

YEAS 84—NAYS 30.

The Yeas and Nays were requested, and are as follows:

Those who voted in the affirmative, are the

Hon. JOHN IZARD MIDDLETON, Speaker;

Messrs. Adams,
Aiken,
Alexander,
Bethea,
Chick,
Crosby,
Cuningham,
Deas,
W. G. DeSaussure,
W. D. DeSaussure,
Dunkin,
DuPre,
Edward H. Earle,
Messrs. Elias Earle,
Elliott,
William Evans,
B. B. Foster,
R. W. Foster,
Gillison,
Harleston,
Harvey,
Haselden,
Henry,
Houston,
Huger,
Hunter,

Messrs. Irby,
Jerman,
Johnson,
Jones,
Lanneau,
Law,
McAliley,
Macbeth,
McCully,
Marion,
B. Y. Martin,
Memminger,
Metts,
Miller,
Nelson Mitchell,
W. B. R. Mitchell,
Moore,
Moorman,
James M. Nelson,
Norris,
Oswald,
Jesse T. Owens,
Parker,
Perry,
Pickens,
Pitts,
Poyas,
Pressly,
Preston,

Messrs. Pringle,
J. Harleston Read, Jr.
J. P. Read,
Reynolds,
Richardson,
Robertson,
Simons,
E. P. Smith,
Henry Smith,
Joel Smith,
Springs,
Sullivan,
Summer,
Taylor,
A. W. Thomson,
Thomas Thompson,
Tillinghast,
Townes,
Tupper,
Wallace,
Whaley,
Whitefield,
J. D. Williams,
J. B. Witherspoon,
S. W. Witherspoon,
John Wright,
Yancey, and
Zimmerman.

Those who voted in the negative, are

Messrs. Ayer,
Barton,
Blakeney,
Bouknight,
Boykin,
Calhoun,
Cantey,
Cook,
Dantzler,
Easterling,

Messrs. Gideon Evans,
Fort,
Geiger,
Giles,
Grissette,
Harrington,
Hay,
Heyward,
Hough,
Ingram,

Messrs. Keitt,
Lake,
McCaw,
McKiewn.
W. A. Owens,
Messrs. Ruth,
Tomkins,
G. M'C. Witherspoon,
G. W. Williams, and
Thomas J. Wright.

Resolved, That the title of said Bill be changed, and that it be called "An Act," and sent to the Senate.

On motion of Mr. POYAS,

Ordered, That when this House adjourns, it shall be adjourned to meet at 12 o'clock, M., to-morrow.

On motion of Mr. B. B. FOSTER, the House adjourned at 42 minutes past 3 o'clock, P. M.

FRIDAY, DECEMBER 8, 1848.

At the hour to which the House was adjourned, the Clerk called the Roll, when the Speaker took the Chair, and a quorum being present, the Journal of yesterday's proceedings was read.

The Senate sent to this House for concurrence:

Reports of the Committee on Claims and Grievances;

On the Account of Abner Bushnel, for Coffins made for prisoners who died in jail, under sentence of the Court;

On the Petition of F. J. Sessions, Administrator of J. T. Sessions, late Sheriff of Horry, for blankets furnished the jail; which were severally referred to the Committee on Claims of this House.

The Senate also sent to this House the following Bills, which were read the first time, and ordered to be read the second time to-morrow:

A Bill to Incorporate the King's Mountain Rail Road Company; and

A Bill to extend the recruiting limits of the Fairfield Rifle Guards.

Mr. ADAMS presented the Accounts of the South Carolina Temperance Advocate for public printing; which was referred to the Committee on Claims.

Mr. J. B. WITHERSPOON presented the Petition of Mrs. Anna Haynsworth, praying a change of roads through her plantation; and

Mr. JOEL SMITH presented the Petition of sundry citizens of Fairfield District, praying the opening of a new road from the mouth of Little River, by the nearest and best route, until it intersects a public road leading from Columbia to Bell's Mill, at or near Trapp's Store, in Fairfield

District; which were severally referred to the Committee on Roads, Bridges and Ferries.

Mr. BLAKENEY presented the Petition of B. K. Henegan, praying payment of an account for services rendered; which was referred to the Committee on Claims.

Mr. SPRINGS presented the Petition of the Trustees of Ebenezer Academy, praying for an Act of Incorporation; which was referred to the Committee on Incorporations.

Mr. MOORE presented the Petition of a part of the Catawba Tribe of Indians, praying payment of the residue of the purchase money of their land, and protesting against the appointment of an Agent in another State; and

Mr. E. A. LAW presented the Petition of John L. Hart, praying to be refunded taxes improperly paid; which were severally referred to the Committee of Ways and Means.

Mr. BROWNLEE presented the Petition of Jos. J. Waring, praying compensation for a slave executed; which was referred to the Committee on Claims.

Mr. TUPPER presented the petition of James S. Shingler, Sheriff of Charleston District, praying compensation for removing prisoners, for blankets furnished the jail, and other services; which was referred to the Committee on Claims.

Mr. WILLIAM EVANS presented the Petition of sundry citizens of Marion District and Village, praying a repeal of the Act of Incorporation of said Village, passed at the last session; and

Also, the Petition of sundry citizens of Marion Village, praying an amendment of the Act of Incorporation of said Village, passed at the last session; which were severally referred to the Committee on Incorporations.

Mr. J. HARLESTON READ, Jr., from the Special Joint Committee appointed to recommend suitable persons for President and Directors of the Bank of the State of South Carolina, made a Report, recommending

For President—F. H. ELMORE; and

For Directors—D. C. WEBB, P. M. COHEN, F. R. SHACKELFORD, T. LEHAE, J. H. STEINMEYER, W. C. DUKES, G. ROBERTSON, E. CARSON, P. C. GAILLARD, R. CALDWELL, R. G. STONE, and S. L. GLOVER.

Mr. READ moved that the names nominated by the Committee be printed.

On motion of Mr. ADAMS, the motion was amended by directing that the names of the President and present Directors be also printed.

Mr. ZIMMERMAN, from the Medical Committee, made reports,

On the Account of Dr. Daniel Flud, and

On A Bill to provide compensation for *post mortem* examinations; which were severally ordered for consideration to-morrow.

Mr. BLAKENEY, from the Committee on Claims, made reports,

On the Account of A. S. Willington & Co.,

On the Account of Allen, McCarter & Co.,

On the Account of A. S. Johnston, for books and printing,

On the Accounts of A. G. Summer, Editor of the Carolinian,

And on the Account of Edward Sill; which were severally ordered for consideration to-morrow.

Mr. ROBERTSON, from the Committee on the Judiciary, made a report,

On A Bill to amend the law in relation to Judgments by Confession; which was ordered for consideration to-morrow.

Mr. CALHOUN, from the Committee on Colored Population, made a report,

On A Bill to alter and amend the law in relation to slaves hiring their own time; which was ordered for consideration to-morrow.

Mr. BOYKIN, from the Committee on Vacant Offices, made reports,

On the Petitions from sundry citizens of Barnwell, Kingston Parish, and Conwayboro', praying that certain persons be appointed Magistrates; and

On the Petitions of sundry citizens of Abbeville, Edgefield, Spartanburg and Barnwell Districts, with a similar prayer; which were severally ordered for consideration to-morrow.

Mr. McALILEY, from the Committee on Internal Improvements, made a Report,

On A Bill to amend the Charter of the Charlotte and South Carolina Rail Road Company; which was ordered for consideration to-morrow.

Mr. WHITEFIELD, from the Committee on Grievances, made a Report,

On the Presentment of the Grand Jury of Richland District, on the subject of Retailing;

On motion of Mr. TUPPER, the Report was made the Special Order of the day on Monday next, at 1 o'clock, P. M.

Mr. WRIGHT, from the Committee on Public Buildings, made a Report,

On the Petition of sundry Citizens of Columbia, praying permission to erect a fire-proof building on the Court House lot for a Post Office; which was ordered for consideration to-morrow.

On motion of Mr. HENRY, the Committee on District Offices and Officers was discharged from the consideration of the Petition of sundry Citizens of Pickensville, praying the appointment of a Magistrate for that

place, and the Petition of sundry Citizens of Orangeburg District, praying that two Magistrates be appointed to each Beat Company, and that the election of said Magistrates be given to the people; and the former was referred to the Pendleton Delegation, and the latter was ordered to *lie on the table.*

Mr. W. A. OWENS, from the Committee on Public Buildings, made a Report,

On the Presentment of the Grand Jury of Edgefield, for Fall Term, 1848, on the unsafe condition of the jail; which was ordered for consideration to-morrow.

Pursuant to notice, and by leave of the House, Mr. WHITEFIELD introduced A Bill, to secure to Defendant's in the Sessions, like process with the State, in all cases to procure the attendance of witnesses; which was read the first time, and ordered to be read the second time to-morrow.

Pursuant to notice, and by leave of the House, Mr. A. M. MARTIN introduced A Bill, to incorporate the Charleston and Georgia Rail Road Company, which was read the first time, and ordered to be read the second time to-morrow.

Pursuant to notice, and by leave of the House, Mr. TUPPER introduced A Bill, to authorize the formation of the Georgia and Silver Bluff Rail Road Company; which was read the first time, and ordered to be read the second time to-morrow.

Mr. RICHARDSON submitted the following Resolution, which was ordered for consideration to-morrow:

Resolved, That a Committee of three for the Bank of the State of South Carolina, and three for the Branches, be appointed by the House, to examine into the affairs of that institution during the recess of the Legislature, and report thereon at the next session; and that a Message be sent to the Senate asking the appointment of a similar Committee to act jointly with the Committee from the House on this subject.

On motion of Mr. PRESTON, the Report and Memorial from the Regents of the Lunatic Asylum, also the Reports of the Physician and Superintendent, were ordered to be printed.

Pursuant to notice, and by leave of the House, Mr. REYNOLDS introduced the following Bills, which were read the first time, and ordered to be read the second time to-morrow.

A Bill toguard against conflagrations by requiring steamers, other than such as may use coal or coke for fuel, to be provided with spark catchers, or other contrivance to prevent the issue of sparks and flakes of fire from the chimneys thereof, and

A Bill to amend An Act, passed December 21, 1839, entitled An Act to prohibit the digging of cellars in future, within the limits of Towns on the Sea Board.

Mr. SUMMER, from the Committee on Roads, Bridges and Ferries, to whom were referred the Petition of A. B. Crook and others, reported A Bill to incorporate the Gap Creek Turnpike Company; which was read the first time, and ordered to be read the second time to-morrow.

Mr. SUMMER, from the same Committee, made a Report,

On A Bill to amend the twentieth Section of An Act, entitled "An Act to establish certain Roads, Bridges and Ferries," ratified on the eighteenth day of December, in the year of our Lord one thousand eight hundred and forty six; which was ordered for consideration to-morrow.

Mr. SUMMER, from the same Committee, to whom were referred sundry Petitions and Memorials, praying the establishment of certain Roads, Bridges and Ferries, reported,

A Bill to establish certain Roads, Bridges and Ferries; which was read the first time, and ordered to be read the second time to-morrow.

Mr. SUMMER, from the Committee on Roads, Bridges and Ferries; to whom were referred the Petition of the Charleston Bridge Company for a re-charter, and A Bill to re-charter the Charleston Bridge Company, made a report, and reported,

A Bill to re-charter the Charleston Bridge Company; which was read the first time, and ordered to be read the second time to-morrow.

Mr. SUMMER, from the same Committee, made a Report,

On the Petition of William Hall, praying compensation for damage done his land by running a public road through it; which was ordered for consideration to-morrow.

The Speaker laid before the House, the following communication:

COLUMBIA, December 8th, 1848.

To the Honorable the Speaker and
Members of the House of Representatives:

Pursuant to a Resolution of the Board of Trustees, of the South Carolina College, I submit herewith for your consideration, "A Bill to prohibit the collection of demands against Students of the South Carolina College."

ANGUS PATTERSON, President of the Board *pro tem.*

The communication, together with the Report of the Special Committee of the Board of Trustees, was referred to the Committee on Education.

The Senate returned to this House, An Act to afford aid in constructing the Rail Roads from Columbia to Greenville and Charlotte; which was committed to the Committee on Engrossed Acts.

Mr. SIMONS, from the Committee on Eduation, made the following Reports, which were ordered for consideration to-morrow;

On the Petition of the Chaplain and Students, of the South Carolina College;

On the Presentment of the Grand Jury of Fairfield District, Fall Term, 1848, as to the Free School system, and

On so much of the Governor's Message, No. 1, as relates to the College and Common Schools.

On motion of Mr. SIMONS, the Report on so much of the Governor's Message, No. 1, as relates to the College and Common Schools, was ordered to be printed.

On motion of Mr. TOWNES, ordered that the College Treasurer's Reports be printed.

Mr. ADAMS, from the Committee on the Military, made Reports,

On the Petition of William Glaze; and

On the Report of the Board of Visiters of the Military Academies; which were severally ordered for consideration to-morrow.

On motion of Mr. A. M. MARTIN, the House was discharged from the consideration of the Reports of the Committee on Internal Improvements; on the Petition of sundry citizens of this State, for a Charter to construct a Rail Road from or near the City of Charleston, to or near Silver Bluff on Savannah River, and from thence across the said River to the State of Georgia; and on the Memorial of James Gadsden for a "Charter of a Rail Road from the South Carolina Rail Road to Savannah River, at or near Silver Bluff; which had been made the Special Order of the day for this day at 1 o'clock, P. M., and the said Reports were ordered for consideration to-morrow.

Mr. YANCEY, from the Committee on Internal Improvements, to whom was referred the Memorial of James Gadsden and others, praying for the right to connect by Rail Road the South Carolina Rail Road, with the waters of Charleston Harbor, Reported A Bill to connect by Rail Road the South Carolina Rail Road with the waters of Charleston Harbor; which was read the first time, and ordered to be read the second time to-morrow.

Mr. YANCEY, from the same Committee, made a Report

On the Memorial of the Intendant and Wardens of the Town of Hamburg, and sundry citizens of said Town, praying an appropriation for the improvement of the navigation of Savannah River in part; which was ordered for consideration to-morrow, and to be printed.

Mr. MEMMINGER, from the Committee of Ways and Means, made a Report,

On the Petition and account of the Commissioners of the Poor for Georgetown District; which was ordered for consideration to-morrow.

Mr. MEMMINGER, from the same Committee, to whom was referred

so much of the Comptroller General's Report as relates to the wants and supplies of the ensuing year, reported A Bill to raise supplies for the year, commencing in October, one thousand eight hundred and forty-eight; which was read the first time, and ordered to be read the second time to-morrow.

Pursuant to notice, and by leave of the House, Mr. YANCEY introduced A Bill for regulating the toll to be taken at the several Grist Mills throughout the State, which was read the first time and ordered to be read the second time to-morrow.

Mr. MEMMINGER submitted the following Resolution, which was ordered to be considered immediately, was agreed to, and ordered to be sent to the Senate for concurrence.

Resolved, That the Electors of President and Vice President, who are not members of the General Assembly, be allowed pay and mileage at the same rate as Members of the Legislature, during their time of service.

The following Message was received from the Senate:

IN THE SENATE, December 8, 1848.

Mr. Speaker and Gentlemen:

Senate proposes to your House, that Monday, the 18th instant, be fixed as the day for the adjournment of the present Session of the Legislature.

By order of the Senate.

ANGUS PATTERSON, President.

On motion of Mr. MEMMINGER, a Message was ordered to be sent to the Senate, proposing to strike out the words "Monday, the 18th," for the purpose of inserting "Wednesday, the 20th."

Mr. A. W. Thomson obtained leave to withdraw the following Memorial and Petitions:

The Memorial of the Agricultural Society of Union District, praying that the navigation of Broad, Tyger and Pacolet Rivers may be improved.

The Petition of the Citizens of York and Spartanburg Districts, praying the improvement of the navigation of Broad River above the Ninety-nine Islands to the North Carolina line.

The Petition of Citizens of Fairfield, praying for an appropriation to open Broad River; and

The Petition of Citizens of Union and Spartanburg, praying that the navigation of Pacolet River may be left unobstructed from Grindal's Shoals; and

Mr. A. W. THOMSON then presented said Memorial and Petitions, which were severally referred to the Committee on Internal Improvements.

Mr. McKEWN obtained leave to withdraw the Petition of Caswell Mims.

Mr. A. M. MARTIN presented a communication from the State Reporter, with the 1st Volume of Strobhart's Equity Reports, and the 2nd Volume of Strobhart's Law Reports; which, with the Reports, was referred to the Committee on the Judiciary.

Mr. CUNINGHAM submitted the following Resolutions, which were referred to the Committee on Federal Relations, and were ordered to be printed.

Resolved, That the assumption by Congress, of the power to prevent the extension of the Slavery institutions of the South to the Territories of the Union, or to interfere in any way with those institutions, is unconstitutional and unjust, and to that portion of the confederacy insulting and degrading.

Resolved, That the exercise of such power is an indication of a purpose to destroy the political equality, civil rights and social happiness of the Southern States, and to increase and centralize the political domination in Congress of the anti slave States, and should be resisted and prevented at any hazard.

Resolved, That the State of South Carolina never will submit to either the assumption, or the exercise of such power, by the Federal Government.

Resolved, That in the event of the passage of any law by Congress, and its approval by the President, by which the Wilmot Proviso shall be applied to any Territory of the United States, or any other similar interference with the institution of Slavery, the Governor of this State forth with convene the Legislature.

Resolved, further, That in such an event South Carolina would most promptly and earnestly unite with her sister States of the South, in consulting upon and carrying out such mode of avoiding or resisting the aggression of the Federal Government, upon their rights and the dangers that may ensue therefrom, as may be most effectual and becoming.

Mr. SEABROOK submitted the following Resolution, which was ordered for consideration to-morrow.

Resolved, That it be referred to the Committee on the Judiciary to enquire into the expediency of so altering the Constitution, as to substitute the *viva voce* mode of voting, in all elections by the General Assembly, for the present mode of voting by ballot, and that they have leave to report by Bill or otherwise.

Pursuant to notice and by leave of the House, Mr. McALILEY introduced A Bill to amend the Charter of the Spartanburg and Union Rail-Road Company; which was read the first time, and ordered to be read the second time to-morrow.

On motion of Mr. HENRY, sundry Resolutions, in the *General Orders*, declaring the Bank of the State of South Carolina a safe Fiscal Agent, and declaring it inexpedient at this time to express an opinion as to the re-charter of said Bank; were referred to the Committee of the Whole House, and made the Special Order of the Day, for to-morrow, at 1 o'clock, P. M.

Mr. A. W. THOMSON gave notice, that he will to-morrow, ask leave to introduce A Bill, to alter the time of the sitting of the several Courts of Law, on the Northern Circuit, and for other purposes.

Mr. ADAMS submitted the following Resolution, which was referred to the Committee on Federal Relations, and was ordered to be printed:

Resolved, That the period for Preambles, Resolutions and speaking on the subject of the Wilmot Proviso has passed, and that this Legislature, representing the feelings of the people, are prepared at the proper time to resist the application of said Proviso to Southern Territory, at any and every hazard.

Pursuant to notice and by leave of the House, Mr. NELSON MITCHELL introduced A Bill, to amend An Act, entitled "An Act to prevent the citizens of New York, from carrying slaves or persons held to service out of this State, and to prevent the escape of persons charged with the commission of any crime;" which was read the first time, and ordered to be read the second time to-morrow.

Mr. BOUKNIGHT submitted the following Resolution, which was ordered for consideration to-morrow:

Resolved, That the Committee on Roads, Bridges and Ferries, be requested to enquire into the expediency of so altering and amending the Law, as to avoid the payment of ten per cent. commissions on the monies raised, and to be expended by the Commissioners of Roads, before they apply the same to the payment of contracts, and that they report by Bill or otherwise.

The House then proceeded to the consideration of the

GENERAL ORDERS.

A Bill for the Inspection of Flour in the City of Charleston, was called for a second reading; the House agreed to the Report of the Committee on the Judiciary, asking to be discharged from the further consideration of said Bill, and the same was referred to the Committee on Agriculture.

A Bill to vest the right and title of the State in and to the Estate of Elizabeth H. Karr, deceased, in Hamilton H. Boland, was read the second time, and ordered to be sent to the Senate.

A Bill to establish the allowance of days of Grace upon Bills of Exchange at Sight, was also read the second time, and ordered to be sent to the Senate.

On motion of Mr. W. A. OWENS, sundry Resolutions submitted by him, in relation to the Palmetto Regiment, were called for consideration and read.

The following Resolution having been read,

Resolved, 2. That the Governor of the State procure and cause to be presented, in behalf of the State, a Sword to the eldest son of the late Colonel Butler, and also one to the nearest male relative of the late Lieut. Col. Dickinson, as evidence of the deep regard and admiration of the State, for the lamented and distinguished dead;

Mr. PRINGLE moved to amend the Resolution by striking out the words, "one to the nearest male relative," and insert the words, "some appropriate memorial to the widow of."

On motion of Mr. MEMMINGER, the word "unanimously" was inserted after the word "Resolved," in each Resolution; and thus amended, the Preamble aad Resolutions were unanimously agreed to, and ordered to be sent to the Senate for concurrence.

On motion of Mr. IRBY, A Bill to amend an Act entitled "An Act to Incorporate the Laurens Rail Road Company, in the *General Orders*, was called for consideration, and referred to the Committee on Incorporations.

On motion of Mr. TOWNES, A Bill to incorporate the Greenville Rail Road Company, in the *General Orders*, was called for consideration, and referred to the Committee on Internal Improvements.

The General Orders were suspended, and

Mr. SULLIVAN, from the Committee on the Judiciary, made Reports,

On A Bill to alter and amend the first Section of the third Article of the Constitution, and

On A Bill to abolish the distinction which by law now exists between debts by specialty and simple contract debts in the Administration of Testator's and Intestate's Estates, and for other purposes; which were severally ordered for consideration to-morrow.

Mr. SULLIVAN, from the same Committee, to whom was referred the Petition of sundry citizens of Spartanburg, praying that a portion of that District may be attached to the Judicial District of Laurens, reported A Bill to attach a portion of Spartanburg Judicial District to Laurens Judicial District; which was read the first time, and ordered to be read the second time to-morrow.

On motion of Mr. NELSON MITCHELL, Ordered, That when this

House adjourns, it shall be adjourned to meet at 12 o'clock, P. M., to-morrow.

On motion of Mr. SULLIVAN, the House adjourned at 5 minutes past 4 o'clock, P. M.

SATURDAY, DECEMBER 9, 1848.

At the hour to which the House was adjourned the Clerk called the Roll, when the Speaker took the Chair, and a quorum being present, the Journal of yesterday's proceedings was read.

The Senate sent to this House for concurrence,

Reports of the Committee on the Military and Pensions,

On the Petition of William Glaze, praying payment for two cannon purchased for the Richland Light Artillery, and

On a Resolution in relation to the Uniform of the Militia; which were referred to the Committee on the Military.

The Senate also sent to this House A Bill to vest the right, title and interest of the State in and to all the personal estate of David McCreight, lately deceased, in Mary McCreight; which was read the first time, and ordered to be read the second time on Monday next.

Mr. G. W. WILLIAMS presented the Petition of sundry Citizens of York District, praying an alteration of the Laws regulating the selling and retailing of Spirituous Liquors; which was referred to the Committee on Grievances;

Also, the Petition of sundry Citizens of York District, praying for an additional Magistrate for Beat Company No. 3, Northern Battalion, 34th Regiment, and also for an amendment of the law so as to authorize the people in the several Beat Companies to elect Magistrates; which was referred to the Committee on District Offices and Officers.

Mr. J. B. WITHERSPOON presented the Petition of John Lomas & Co., praying compensation for injury done, in being detained from their work on Sumter Court House by order of the Chancellor; which was referred to the Committee on Claims.

Mr. KEITT presented the Petition of sundry Citizens of Orangeburg District within the judicial limits of Lexington, praying an amendment of the Constitution, so as to make it a part of the Election District of Lexington; which was referred to the Committee on the Judiciary.

Mr. THOMAS THOMPSON presented the Memorial of the Com-

missioners of Free Schools for Abbeville District; which was referred to the Committee on Education.

On motion of Mr. HUGER, the Report of the Committee on Federal Relations on so much of the Governor's Message as relates to the agitation of the Slavery question, was recommitted to the same Committee.

On motion of Mr. HUGER, a message was ordered to be sent to the Senate, informing Senate that this House had referred so much of the Governor's Message No. 1, as relates to the agitation of the Slave question by the non-slaveholding States and the Wilmot Proviso, to the Committee on Federal Relations of this House, and asking the Senate to appoint a Committee to meet the Committee of this House to confer on that subject.

On motion of Mr. HUGER,

Ordered, that the Committee on Federal Relations have leave to sit during the sittings of this House.

Mr. THOMAS THOMPSON presented the Petition of the Trustees of the Estate of Dr. John DeLaHowe, praying an exchange of loans; which was referred to the Committee on the Judiciary.

Mr. TUPPER presented the Petition of Ker Boyce, E. L. Adams, and others, praying Incorporation as a Company for the Manufacture of Paper in this State; which was referred to the Committee on Incorporations.

Mr. TILLINGHAST presented the Petition of William H. Wigg, Magistrate, for compensation for extraordinary services, which was referred to the Committee on Claims.

Mr. BROWNLEE presented the Petition of sundry Citizens of St. George's Dorchester, praying that a Road may be granted to them from Ross' Station on the Rail Road, to Walterboro'; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. MEMMINGER presented the Account of the Commissioner of the Deaf, Dumb and Blind; which was referred to the Committee on Accounts.

Mr. MEMMINGER, from the Committee of Ways and Means, reported,

A Bill to make appropriations for the year commencing in October, one thousand eight hundred and forty eight; which was read the first time and ordered to be read the second time on Monday next.

Mr. SUMMER, from the Committee on Roads, Bridges and Ferries, made a Report, on the Petition of sundry citizens of York, praying that a road may be opened from Hambright's to the public road leading from Rutherfordton, North Carolina; which was ordered for consideration on Monday next.

Mr. BLAKENEY, from the Committee on Claims, made a Report on

sundry accounts of the Charleston Mercury, for public printing; which was ordered for consideration on Monday next.

On motion of Mr. BLAKENEY, the Committee on Claims was discharged from the consideration of the Account of Dr. Henry Boylston, and the Petition of Joseph J. Waring, and the former was referred to the Medical Committee, and the latter was ordered to *lie on the table.*

Mr. THOMAS J. WRIGHT, from the Committee on Public Buildings, made Reports,

On the Petition of the Commissioners of Public Buildings for Marion District, praying an additional appropriation to build a new Jail;

On the Petition of F. M. Norris and Samuel M. Wilks, and

On the Petition of the Commissioners of Public Buildings for Richland District; which were severally ordered for consideration on Monday next.

Mr. HOUSTON, from the same Committee, made Reports,

On the Presentments of the Grand Jury of Marlboro' District and Newberry District, for Spring and Fall Terms, 1848, on the condition of the Court Houses of said Districts; which were severally ordered for consideration on Monday next.

Mr. ADAMS, from the Committee on the Military, made a Report,

On the Petitions of the La Fayette and German Artillery, praying an appropriation for two new Batteries and a gun shed; which was ordered for consideration on Monday next.

Mr. WHITEFIELD, from the Committee on Grievances, to whom was referred A Bill to prohibit the sale of Spirituous Liquors, in quantities less than one quart, to be drunk on the premises where sold, made a Report; which was made the Special Order of the day for Monday next, at 1 o'clock, P. M.

Mr. SULLIVAN, from the Committee on the Judiciary, to whom were referred A Bill to amend the law in relation to assignments and preferences of Creditors, made a Report, which was ordered for consideration on Monday next.

Mr. SULLIVAN, from the same Committee, to whom were referred the Petition of Susannah Connelly, Reported A Bill to vest in Susannah Connelly, all the right, title and interest of the State, in and to certain escheated property; which was read the first time, and ordered to be read the second time on Monday next.

Mr. SULLIVAN, from the same Committee, to whom were referred the Petition of David Lyle, reported A Bill to vest all the right, title and interest of the State, in and to certain escheated property in David Lyle; which was read the first time, and ordered to be read the second time on Monday next.

Mr. THOMAS THOMPSON, from the Committee on the Judiciary,

to whom was referred A Bill to repeal all Acts and parts of Acts in relation to Usury, made a Report, which was ordered for consideration on Monday next.

Mr. W. A. OWENS presented the Petition of Dr. J. E. Bignon, praying compensation for Medical services on a State prisoner; which was referred to the Medical Committee.

Mr. A. W. THOMSON presented the Return of the Commissioners of Free Schools for Union District, for 1848; which was referred to the Committee on Education.

On motion of Mr. McALILEY, sundry Resolutions heretofore submitted by him, and in the *General Orders*, for the appointment of a Special Joint Committee of the two Houses, to investigate the affairs of the Bank and its Branches, were referred to the Committee of the Whole House, and made the Special Order of the day for this day, at 1 o'clock, P. M.

On motion of Mr. MEMMINGER, the House then resolved itself into a Committee of the Whole House, Mr. SIMONS in the Chair, and proceeded to the consideration of sundry Resolutions submitted by Messrs. Memminger, Ayer, Henry and McAliley, in relation to the Bank of the State of South Carolina, and on the expediency of re-chartering the same; and after some time spent in the discussion thereof, the Committee rose, and the Speaker took the chair.

Mr. SIMONS, from the Committee of the Whole House, to whom had been referred sundry Resolutions in relation to the Bank of the State of South Carolina, and on the expediency of re-chartering the same, reported that the Committee had had the same under consideration, and had made progress therein, and asked leave to sit again.

On motion of Mr. SIMONS, the Committee obtained leave to sit again on Monday next, at 1 o'clock, P. M.

On motion of Mr. TUPPER, the Reports of the Committee on Grievances, on the Presentments from Newberry, Abbeville and Barnwell, and on the Petition of Citizens of Lexington, respecting the License System; also, A Bill to prohibit the sale of Spirituous Liquors, in quantities less than a quart, to be drunk on the premises where sold, were called for consideration, and on motion of Mr. TUPPER, the Special Order made on said Report and Bill was discharged, and the same, together with the Bill, were made the Special Order of the Day for Wednesday next, at 1 o'clock.

On motion of Mr. MEMMINGER,

Ordered, that when this House adjourns, it shall be adjourned to meet at 11 o'clock, A. M., on Monday next.

On motion of Mr. A. M. MARTIN,

A Bill to incorporate the Charleston and Georgia Rail Road Company was read by its title, and referred to the Committee on Internal Improvements.

On motion of Mr. PRESSLY, A Bill to establish a uniform day throughout the State for the Election of Clerk, Sheriff, Ordinary and Tax Collector; was referred to the Committee on District Offices and Officers.

On motion of Mr. TUPPER, A Bill to authorize the formation of the Georgia and Silver Bluff Rail Road Company, was referred to the Committee on Internal Improvements.

On motion of Mr. J. P. REED, the House was adjourned at 19 minutes past 4 o'clock, P. M.

MONDAY, DECEMBER 11, 1848.

At the hour to which the House was adjourned, the Clerk called the Roll, when the Speaker took the Chair, and a quorum being present, the Journal of Saturday's proceedings was read.

The following Message was received from the Senate:

IN THE SENATE, December 9, 1848.

Mr. Speaker and Gentlemen:

Senate refuses leave to your House to amend the Message from Senate, proposing to your House to fix Monday, the 18th inst., as the day for the adjournment of the present Session of the Legislature, by striking out "Monday, the 18th inst.," and inserting "Wednesday, the 20th inst."

By order of the Senate.

ANGUS PATTERSON, President.

On motion of Mr. ADAMS, the Message was ordered *to lie on the table.*

The Senate sent to this House, A Bill to aid in the construction of the Wilmington and Manchester Rail Road; which was read the first time, and ordered to be read the second time to-morrow.

The SPEAKER laid before the House, the Account of C. Beck, for work done in the Clerk's Office; which was referred to the Committee on Claims.

Mr. B. J. JOHNSON presented the Return of the Commissioners of Free Schools for the Parish of St. Helena, for the year 1848; which was referred to the Committee on Education.

Mr. ADAMS, from the Committee on the Military, made Reports,

On the Petition of sundry citizens of Barnwell, praying the reëstablishment of Brigade Encampments;

On the Report of the Committee on the Military and Pensions of the Senate, on a Resolution in relation to the Uniform of the Militia;

And on the Report of the same Committee, on the Petition of William Glaze, praying payment for two cannon purchased for the Richland Light Artillery; which were severally ordered for consideration to-morrow.

Mr. BLAKENEY, from the Committee on Claims, made Reports,

On the Account of Lewis L. Shelton;

On the report of the Senate's Committee, on the Petition of F. J. Sessions, administrator of J. T. Sessions;

On the Account of Thomas J. Gantt, Clerk of the Court of Appeals, at Charleston;

On the Petition of B. K. Henagan, Secretary of State;

On the Account of the South Carolina Temperance Advocate;

On the Petition of N. G. W. Walker;

On the Memorial of R. Q. Pinckney; and

On the Account of Johnson and Summer; which were severally ordered for consideration to-morrow.

Mr. B. Y. MARTIN, from the Abbeville Delegation, made Reports,

On the annual report and return of the Trustees of the Estate of Dr. John DeLaHowe; and

On certain papers transmitted by the Clerk of the House; which were severally ordered for consideration to-morrow.

Mr. B. Y. MARTIN, from the Committee on Incorporations, made a Report, on A Bill to amend An Act, entitled "An Act to incorporate the Laurens Rail Road Company;" which was ordered for consideration to-morrow.

Mr. B. Y. MARTIN, from the same Committee, to whom were referred sundry Petitions and Memorials, praying Incorporation; reported A Bill to Incorporate certain Societies and Campanies, and to renew certain Charters heretofore granted; which was read the first time, and ordered to be read the second time to-morrow.

The Senate returned with their concurrence:

Reports of the Committee on Claims;

On the Account of M. E. Munro:

On the Account of Burt & Bridwell;

On the Account of P. M. Johnson, for binding Rules;

On the Account of J. W. Gardner; and

On the Petition of Jacyntha Stansell; and

Report of the Committee on Internal Improvements;

On the Petition of Elijah Gayden, asking the use of a portion of the banks of the Rockey Mount Canal.

The Senate sent to this House, for concurrence,

Reports of the Committee on Claims and Grievances,

On the Petition of J. I. Waring, praying compensation for a Slave executed, and

On the Petition of James S. Shingler, Sheriff of Charleston, praying compensation for conveying prisoners, for blankets furnished, and for other services; which were referred to the Committee on Claims.

The Senate sent to this House, A Bill to increase the penalty for obstructing the passage of Fish up Lynch's Creek; which was read the first time and ordered to be read the second time to-morrow.

Message, No. 3, from His Excellency the Governor, was then received, and read by BEAUFORT T. WATTS, Esq., his Private Secretary.

On motion of Mr. TOWNES, the Message was ordered to *lie on the table*, and to be printed.

On motion of Mr. MEMMINGER, a Message was ordered to be sent to the Senate, proposing to go into an election for Governor to-morrow, at 1 o'clock, and immediately thereafter for Lieutenant Governor.

Mr. McKEWN, from the Medical Committee, made a Report on the Account of Dr. James O. Hagood; which was ordered for consideration to-morrow.

Mr. W. A. OWENS obtained leave to withdraw the Petition of Dr. J. E. Bignon, presented at the present Session.

Mr. YANCEY, from the Committee on Internal Improvements, made Reports,

On A Bill to Incorporate the Charleston and Georgia Rail Road Company, and

On A Bill to Incorporate the Greenville Rail Road Company; which were severally ordered for consideration to-morrow.

Mr. MEMMINGER, from the Committee of Ways and Means, made Reports,

On the Petition of A. M. Lowry, late Sheriff of Chesterfield;

On the Petition of M. M. Levy, late Sheriff of Kershaw;

On the Petition of David Lopez;

On the Petition of John Ballard, late Tax Collector of Claremont, and

On A Bill to increase the compensation of Grand and Petit Jurors; which were severally ordered for consideration to-morrow.

Mr. PERRY, from the Committee on Incorporations, to whom were referred the Petition of Charles A. Magwood and others, Reported A Bill to Incorporate Exchange and Magwood's Wharves; which was read the first time and ordered to be read the second time to-morrow.

Mr. SULLIVAN, from the Committee on the Judiciary, made Reports;

On the Memorials of sundry citizens of Chester District, on the subject of the Court of Equity, and Magistrate's jurisdiction; and

On the Petition of sundry citizens of Edgefield, Barnwell and Orangeburg Districts, praying a formation of a new Judicial District; and

On A Bill to provide a remedy in cases of Fraudulent Purchases for cash; which were severally ordered for consideration to-morrow.

On motion of Mr. SULLIVAN, the Committee on the Judiciary was discharged from the consideration of the Petition of Henry Missroon, J. W. Caldwell, and others, praying the repeal of an Act, passed A. D. 1841, entitled "An Act to prevent the citizens of New York from carrying Slaves, or persons held to service, out of this State; and to prevent the escape of persons charged with the commission of any crime;" and the same was referred to the Committee on Federal Relations.

Mr. BOYKIN, from the Committee on Vacant Offices, Reported that the Offices of United States Senator, from the 4th of March next, and Superintendent of Public Works, are vacant; which Report was ordered *to lie on the table.*

Mr. McCULLY obtained leave to withdraw the Petition of Dr. T. W. Moore, presented at the present Session.

M. W. A. OWENS presented the Report of the Solicitor for the Southern Circuit, on District Officers and their Offices; which was referred to the Committee on District Offices and Officers.

Mr. OSWALD, from the Committee on Privileges and Elections, made Reports,

On A Bill to give the Election of Electors of President and Vice President of the United States, to the People; and

On A Bill to provide for the Election of Electors of President and Vice President, of the United States, by the People of South Carolina; which were ordered for consideration to-morrow.

Mr. GILES, from the Committee on Privileges and Elections, made a Report in behalf of the minority of said Committee, on A Bill to provide for the Election of Electors of President and Vice President of the United States by the People of South Carolina; which was ordered for consideration to-morrow, and to be printed.

On motion of Mr. ROBERTSON,

Resolved, That the Reading Clerk of this House, prepare and have printed for the use of each Member, a list of all the Members, with their respective Post Offices annexed.

On motion of Mr. PRINGLE,

Resolved, That the use of the Hall be offered to Mr. A. Vattemare, the distinguished projector of the system of international exchanges; and that he be invited to address the Members of the Legislature, this evening, at 7 o'clock, on the subject of International Exchanges.

The House then proceeded to the consideration of the

GENERAL ORDERS.

The following Reports were considered and agreed to, and ordered to be sent to the Senate for concurrence:

Reports of the Committee of Ways and Means.

On the Report of the City Council of Charleston, as to the Transient Poor Fund; and

On the Petition of Hannah Thomson, praying for a new Certificate of Stock.

The House considered and agreed to an unfavorable Report of the Committee of Ways and Means, on the Petition of Benoni Fowler, praying to be exempted from taxes for a slave incompetent to work.

A Bill to amend An Act, entitled "An Act, to grant the use of a vacant lot in the Town of Columbia, to the Palmetto Lodge, No 5, of the Independent Order of Odd Fellows, on certain conditions," passed 17th December, 1847, was read the second time, and ordered to be sent to the Senate.

On motion of Mr. MEMMINGER, the House then resolved itself into a Committee of the Whole House, Mr. Simons in the Chair, and proceeded to the consideration of sundry Resolutions, submitted by Messrs. Memminger, Ayer, Henry, and McAliley, in relation to the Bank of the State of South Carolina, and on the expediency of rechartering the same, and which had been made the Special Order of the day, for this day, at 1 o'clock, P. M., and after some time spent in the discussion thereof, the Committee rose, and the Speaker took the Chair.

The following Messages were received from the Senate:

IN THE SENATE, December 11, 1848.

Mr. Speaker and Gentlemen:

Senate concurs with your House, to go into a ballot to-morrow, at 1 o'clock, for Governor, and immediately thereafter, into a ballot for Lieutenant Governor of the State.

By Order of the Senate.

ANGUS PATTERSON, President.

IN THE SENATE, December 11, 1848.

Mr. Speaker and Gentlemen:

Senate concurs in the Message from your House, asking Senate to appoint a Committee to confer with the Committee on Federal Relations of your House, on so much of the Governor's Message No. 1, as relates to the Wilmot Proviso, and the agitation of the Slavery question, and has appointed the Committee on Federal Relations, consisting

of Messrs. Manning, Ashe, R. F. W. Allston, Witherspoon and Porter, a Special Committee on the part of the Senate for that purpose.

By order of the Senate.

ANGUS PATTERSON, President.

The Speaker laid before the House the Report of the Comptroller General, with the Contingent Accounts against the Upper Division of the Treasury; which, with the Accounts, was referred to the Committee on Accounts.

On motion of Mr. JOEL SMITH, the Message from the Senate, refusing to grant leave to the House to amend the Message of the Senate, proposing an adjournment of the General Assembly on the 18th instant, by striking out the words "Monday, the 18th," and inserting the words "Wednesday, the 20th, inst.," was *taken up*.

On motion of Mr. MEMMINGER, a Message was ordered to be sent to the Senate, insisting on asking leave of the Senate to make the amendment proposed, and asking the Senate to appoint a Committee to meet and confer with a Committee of this House on that subject. The Speaker appointed the following gentlemen of the Committee on the part of this House: Messrs. MEMMINGER, TOWNES and ADAMS.

On motion of Mr. REYNOLDS, A Bill to guard against Conflagrations, by requiring Steamers, other than such as may use coal or coke for fuel, to be provided with spark catchers, or other contrivance, to prevent the issue of sparks and flakes of fire from the chimneys thereof, was referred to the Committee on the Judiciary;

And A Bill to amend an Act, (passed December 21, 1839,) entitled "An Act to prohibit the digging of cellars, in future, within the limits of towns on the seaboard," was referred to the Medical Committee.

On motion of Mr. YANCEY, the Committee on Internal Improvements was discharged from the consideration of the Petition of sundry citizens of Charleston, praying for protection against conflagrations, by Legislative action, with reference to steamboats, and the same was referred to the Committee on the Judiciary.

Mr. SIMONS, from the Committee of the Whole House, to whom had been referred sundry Resolutions in relation to the Bank of the State of South Carolina, and on the expediency of rechartering the same, Reported that the Committee had made progress therein, and asked leave to sit again.

On motion of Mr. SIMONS, the Committee obtained leave to sit again to-morrow, at half past one o'clock, P. M.

On motion of Mr. ADAMS, the House adjourned at 10 minutes past 4 o'clock, P. M.

TUESDAY, DECEMBER 12, 1848.

At the hour to which the House was adjourned, the Clerk called the Roll, when the Speaker took the Chair, and a quorum being present, the Journal of yesterday's proceedings was read.

The SPEAKER laid before the House the Account of Allen, McCarter & Co., for Stationery furnished the House of Representatives; which was referred to the Committee on Claims.

Mr. PRESTON, from the Committee on the Lunatic Asylum, to whom were referred a Resolution, and the Report of the Regents, Superintendent and Physician of the Lunatic Asylum, respecting the admission of persons of color into that Institution, reported A Bill to authorize the admission of persons of color into the Lunatic Asylum and for other purposes, which was read the first time, and ordered to be read the second time to-morrow.

Mr. HENRY, from the Committee on District Offices and Officers, made a Report on the Governor's Message No. 2, in relation to the compilation of the Laws of Magistrates by B. C. Pressley, Esq., and the bill of Walker & Burke, for printing and binding the same; which was ordered for consideration to-morrow.

On motion of Mr. HENRY, the Committee on District Offices and Officers, was discharged from the consideration of the Petition of sundry Citizens of York District, praying an additional Magistrate for Beat Company No. 3, Northern Battalion, 34th Regiment, and also for an amendment of the Law, so as to authorize the people in the several Beat Companies to elect Magistrates; which was ordered *to lie on the table.*

Mr. WILLIAM EVANS presented the Return of the Commissioners of Free Schools for Marion District, for the year 1848; which was referred to the Committee on Education.

On motion of Mr. CAREW, leave of absence was granted to Mr. RICHARDSON for the remainder of the Session on account of the indisposition of his family.

On motion of Mr. THOMAS THOMPSON, leave of absence was granted to Mr. NOBLE for the remainder of the Session, on account of the illness of a member of his family.

The House then proceeded to the consideration of the

GENERAL ORDERS.

The following Bills were read the second time and ordered to be sent to the Senate:

A Bill to declare Poke Swamp in St. George's Parish a navigable stream;

A Bill to provide for funding the debt of the South Carolina Rail Road Company to the State; and

A Bill to amend the 71st Section of An Act to reduce all Acts and clauses of Acts in relation to the Militia of this State to one Act, and to alter and amend the same, passed on the 17th day of December, Anno Domini, 1841.

The House considered and agreed to the following Reports, and ordered them to be sent to the Senate for concurrence:

Report of the Committee of Ways and Means,

On so much of the Comptroller's Report as relates to the debts of the South Carolina Rail Road Company.

Reports of the Medical Committee,

On the Account of J. S. Mitchell, and

On the Account of Dr. C. Smith.

Report of the Committee on Claims,

On the Account of James Powell, for public printing.

The House considered and agreed to the following unfavorable Reports:

Reports of the Committee on Claims,

On the Petition of Samuel Bryson, and

On the Petition of sundry Citizens of Sumter District, praying additional remuneration to James Moore, for a slave executed.

Reports of the Committee on the Military,

On a Resolution as to the expediency of altering the Law in reference to Courts Martial, so as to restore Company Courts Martial, and

On the Petition of sundry Citizens of Anderson District, praying that the line which divides the 4th and 42nd Regiments may be changed; and also on the Petition of 849 citizens to continue the Regimental line as it now stands in the 4th Regiment.

A Bill to incorporate the Fairfield Rifle Guards, and to define the recruiting limits of said Company, was called for a second reading, and on motion of Mr. ADAMS, the Bill was ordered *to lie on the table.*

A Bill, from the Senate, to provide for a Special Election of Tax Collector for Laurens District, was read by its title, and referred to the Committee on the Judiciary.

The Report of the Medical Committee on the Account of Dr. R. W. Ervin, was called for consideration, and ordered *to lie on the table*, and Mr. T. J. WRIGHT obtained leave to withdraw the Account of Dr. R. W. Ervin.

The *General Orders* were suspended, and

Mr. HUGER, from the Committee on Federal Relations, made the following Report:

The Joint Committee of the Senate and House of Representatives upon Federal Relations, to whom were referred so much of the Governor's Message as relates to the agitation of Slavery, and sundry Resolutions upon the same subject, beg leave to Report the following Resolution, as expressing the undivided opinion of this Legislature upon the Wilmot Proviso, and all similar violations of the great principle of equality, which South Carolina has so long and so ardently maintained should govern the action of the States, and the laws of Congress upon all matters affecting the rights and interests of any member of this Union.

Resolved, That the time for discussion by the Slaveholding States, as to their exclusion from the Territory recently acquired from Mexico, has passed, and that this General Assembly, representing the feelings of the State of South Carolina, is prepared to coöperate with her sister States in resisting the application of the principles of the Wilmot Proviso to such Territory at any and every hazard.

On motion of Mr. HUGER, the Report was amended by adding thereto the following:

Resolved, That the Governor be requested to transmit a copy of this Report to the Governors of each of the States of this Union, and to our Senators and Representatives in the Congress of the United States.

Mr. MEMMINGER moved that the word "unanimously" be added after the word "Resolved" in said Report, which was agreed to unanimously, and thus amended, the Report was agreed to, and ordered to be sent to the Senate.

Mr. SIMONS, from the Charleston Delegation, made a Report on a A Bill to provide for the better and more convenient mode of collecting the Taxes assessed by the Commissioners of Cross Roads of Charleston Neck, and for other purposes; which was ordered for consideration to-morrow.

Mr. A. H. DUNKIN, from the Charleston Delegation, to whom had been referred A Bill to repeal the fourth section of an Act, amending the law to regulate the performance of Patrol Duty on Charleston Neck, passed in 1837, and for other purposes, made a Report, which was ordered for consideration to-morrow.

The *General Orders* were then resumed.

The following Bill was called for a second reading:

A Bill to repeal the Acts of the General Assembly, raising a Salary for the office of Adjutant General.

Be it enacted by the Senate and House of Representatives, now met and sitting in General Assembly, and by the authority of the same, That from

and after the expiration of the term of office of the present incumbent, all the Acts relating to the Salary of Adjutant General, be, and the same are hereby repealed; and in lieu of the Salary thereby allowed, the sum of one thousand dollars annually be hereafter appropriated for that purpose, and no more.

Mr. ADAMS moved to strike out the enacting words of the Bill; and the question being put, Will the House agree thereto? It was decided in the negative.

YEAS 43—NAYS 66.

The Yeas and Nays were requested, and are as follows:

Those who voted in the affirmative, are the

Hon. JOHN IZARD MIDDLETON, Speaker, and

Messrs. Adams,
Brownlee,
Cantey,
Carew,
Cuningham,
Deas,
W. G. DeSaussure,
W. D. DeSaussure,
Dunkin,
Du Pre,
William Evans,
Gillison,
Harleston,
Haselden,
Hay,
Houston,
Huger,
Ingram,
Jerman,
Johnson,
Lanneau,

Messrs. Marion,
A. M. Martin,
Memminger,
Nelson Mitchell,
W. B. R. Mitchell,
Jesse T. Owens,
Parker,
Poyas,
Preston,
Pringle,
J. Harleston Read, Jr.
Reynolds,
Richardson,
Robertson,
Simons,
Tillinghast,
Tupper,
Wallace,
Whitefield,
J. B. Witherspoon, and
S. W. Witherspoon.

Those who voted in the negative are

Messrs. Aiken,
Alexander,
Alston,
Ayer,

Messrs. Barton,
Bethea,
Bouknight,
Boykin,

Messrs. Calhoun,
Chick,
Cook,
Crosby,
Dantzler,
E. H. Earle,
Elias Earle,
Esterling,
Gideon Evans,
Fort,
B. B. Foster,
Geiger,
Giles,
Grissette,
Harrington,
Henry,
Hough,
Hunter,
Jones,
Lake,
Law,
McAliley,
Macbeth,
McCaw,
McCully,
McKewn,
B. Y. Martin,
Metts,
Miller,
Messrs. Moore,
Moorman,
Norris,
Oswald,
W. A. Owens,
Perry,
Pickens,
Pitts,
Pressly,
Raoul,
J. P. Reed,
Ruth,
Salters,
Seabrook,
E. P. Smith,
Henry Smith,
Joel Smith,
Springs,
Taylor,
Thomas Thompson,
Tomkins,
Townes,
Whaley,
G. W. Williams,
J. D. Williams,
G. McWitherspoon,
John Wright,
Thomas J. Wright, and
Zimmerman.

So that the enacting words of the Bill were not stricken out.

Mr. ADAMS moved to strike out the words "one thousand," for the purpose of inserting the words "two thousand." And the question being put—Will the House agree thereto? Tellers were called for, and the House divided. Messrs. HUGER, ADAMS, J. P. REED, and TOWNES, were appointed to count the House. The question was then taken, and the Tellers reported 48 in the affirmative and 61 in the negative. So the House refused to strike out, for the purpose of inserting.

Mr. TOWNES moved to strike out the words "one thousand," for the purpose of inserting the words "fifteen hundred;" which was agreed to, and the Bill thus amended was read the second time, and ordered to be sent to the Senate.

The *General Orders* were then suspended,

And Mr. THOMAS J. WRIGHT, from the Committee on Public Buildings, made a Report, on a Resolution of inquiry as to the expediency of erecting rooms in the place of the western portico of the State House, for the legislative records; which was ordered for consideration to-morrow, and ordered to be printed.

Mr. W. G. DESAUSSURE, from the Charleston Delegation, to whom was referred the Petition of sundry citizens of Charleston, in relation to dray licenses, reported A Bill to amend An Act, entitled "An Act to increase the powers of the Commissioners of Cross Roads for Charleston Neck;" which was read the first time, and ordered to be read the second time to-morrow.

Pursuant to notice and by leave of the House, Mr. A. W. THOMSON introduced A Bill to alter the time of the sitting of the several Courts of Law on the Northern Circuit, and for other purposes; which was read the first time, and ordered to be read the second time to-morrow.

Pursuant to notice and by leave of the House, Mr. W. A. OWENS introduced A Bill to exempt the surviving officers, non-commissioned officers and privates of the Palmetto Regiment, from ordinary militia duty; which was read the first time, and ordered to be read the second time to-morrow.

Mr. RICHARDSON, from the Committee on the Judiciary, to whom were referred the Petition of sundry citizens of Orangeburg District, praying that a portion of said District may be annexed to the Election District of Saxe Gotha, made a Report; which was ordered for consideration to-morrow.

Mr. AIKEN, from the Committee on Accounts, to whom were referred the Account of C. G. Memminger, Commissioner of the Deaf, Dumb and Blind, made a Report; which was ordered for consideration to-morrow.

The *General Orders* were resumed,

And the House read the second time A Bill to exempt certain Officers, in certain Fire Companies, from ordinary militia duty; and ordered it to be sent to the Senate.

The Senate then attended, and joined the House in a first ballot for Governor.

The following Message was received from the Senate:

IN THE SENATE, December 12, 1848.

Mr. Speaker and Gentlemen:

Senate has appointed Messrs. R. F. W. ALLSTON, WITHERSPOON, and GIST, a Special Committee on the Contingent Accounts of his Excellency

the Governor, and respectfully asks your House to appoint a similar Committee, to meet the Committee of Senate on that subject.

By order of the Senate.

ANGUS PATTERSON, President.

In which the House concurred; and an answer was returned, informing the Senate that Messrs. HARRINGTON, J. T. OWENS, and LAW, were appointed a Committee on the part of the House, to meet the Committee of the Senate.

The following Message was also received from the Senate:

IN THE SENATE, December 12, 1848.

Mr. Speaker and Gentlemen:

Senate insists upon refusing leave to your House to amend the Message of Senate, proposing to your House to fix Monday, the 18th inst., as the day for adjournment of the present Session of the Legislature, by striking out "Monday, the 18th inst.," and inserting "Wednesday, the 20th inst.," and has appointed Messrs. MOSES, WITHERSPOON and FELDER a Special Committee to meet the Committee appointed by your House, in free conference on that subject.

By order of the Senate.

ANGUS PATTERSON, President.

The following Bills were read by their titles, and referred:

A Bill to alter and amend the laws in relation to the duties of Grand Jurors, was referred to the Committee on the Judiciary;

And A Bill to repeal the third and fourth Sections of an Act, entitled "An Act to provide against the suspension of specie payments by the Banks of this State;" was referred to the Committee of Ways and Means.

The Senate sent to this House A Bill to Incorporate the Laurel Falls Manufacturing Company; which was read the first time, and ordered to be read the second time to-morrow.

The Senate then attended and joined the House in a ballot for Lieutenant Governor.

Mr. HAY, from the Committee appointed to count the votes given for Governor, on the first ballot reported, that W. B. SEABROOK received 77 votes, J. L. MANNING 63, and N. R. EAVES 23; and that 82 votes being a majority, there is consequently no election.

The following Message was received from the Senate:

IN THE SENATE, December 12, 1848.

Mr. Speaker and Gentlemen:

Senate proposes to your House to go forthwith into a second ballot for Governor.

By order of the Senate.

ANGUS PATTERSON, President.

In which the House concurred, and an answer was returned.

The Senate then attended, and joined the House in a second ballot for Governor.

Mr. MEMMINGER submitted the following Report:

The Committee of Free Conference, to whom were referred the difference between the two Houses as to the day of adjournment, respectfully Report:

That they have duly considered the same, and have agreed to recommend the 20th instant, as the day of adjournment; they therefore recommend that leave be asked to amend accordingly, the Resolution of the Senate.

A Message was then ordered to be sent to the Senate, asking leave to amend the Message of Senate, as recommended by the Committee appointed by the two Houses.

On motion of Mr. MEMMINGER, the House then resolved itself into a Committee of the Whole House, Mr. SIMONS in the Chair, and proceeded to the consideration of sundry Resolutions submitted by Messrs. MEMMINGER, AYER, HENRY, and MCALILEY, in relation to the Bank of the State of South Carolina, and on the expediency of rechartering the same, and which had been made the Special Order of the day for this day, at half past one o'clock, P. M., and after some time spent in the discussion thereof, the Committee rose, and the Speaker took the Chair.

Mr. HUGER, from the Committee appointed to count the votes cast for Governor on the second ballot, reported that W. B. SEABROOK received 84 votes, J. L. MANNING 78 votes, and 2 scattering votes, and that 83 is a majority;

Whereupon the SPEAKER announced that WHITEMARSH B. SEABROOK is elected Governor and Commander-in-Chief in and over the State of South Carolina.

Mr. HENRY, from the Committee appointed to count the ballots cast for Lieutenant Governor, reported that WILLIAM H. GIST received 86 votes, JAMES H. IRBY received 30 votes, O. R. BROYLES received 31 votes, and W. J. HANNA received 2 votes, and that 75 votes is a majority,

Whereupon the SPEAKER announced that WILLIAM H. GIST is elected Lieutenant Governor.

On motion of Mr. W. D. DeSAUSSURE,

Resolved, That a Committee be appointed to wait on the Governor elect, inform him of his Election, and to know when he may be pleased to qualify.

Whereupon the SPEAKER appointed Messrs. W. D. DeSaussure, E. M. Seabrook and W. A. Owens, of the Committee.

Mr. WHITEFIELD submitted the following Resolution, which was ordered to be considered immediately, and was agreed to:

Resolved, That a Special Committee of five be appointed by this House, to examine a Loom, now in the Town of Columbia, invented and constructed by Mr. John Wilson of Anderson, and that they report, if any and what action, or aid, should be extended to Mr. Wilson, to aid him in perfecting his laudable enterprize and useful invention.

The SPEAKER appointed the following gentlemen of the Committee, under the terms of the Resolution: Messrs. Whitefield, J. P. Reed, Chick, Ayer and Houston.

Mr. SIMONS, from the Committee of the Whole House, to whom had been referred sundry Resolutions, relating to the Bank of the State of South Carolina, reported that they had had the same under consideration, had made progress therein, and asked leave to sit again.

On motion of Mr. SIMONS, leave was granted to the Committee, to sit again to-morrow, at 12 o'clock, M.

The following Bills were read the second time, and ordered to be sent to the Senate:

A Bill authorizing a Special Election for Tax Collector, by the people of Laurens; and

A Bill to increase the powers of the Town Council of Columbia.

On motion of Mr. SULLIVAN, the House was adjourned at 1 minute past 4 o'clock, P. M.

WEDNESDAY, DECEMBER 13, 1848.

At the hour to which the House was adjourned, the Clerk called the Roll, when the Speaker took the Chair, and a quorum being present, the Journal of yesterday's proceedings was read.

The SPEAKER laid before the House, the Report of the Solicitor of the Middle Circuit on District Offices and Officers, which was referred to the Committee on District Offices and Officers.

Mr. W. D. DeSAUSSURE, from the Special Committee appointed to

wait on His Excellency the Governor elect, reported, that they had performed that duty, and that the Governor elect has signified his acceptance of the Office, and that he will attend and qualify to-morrow, at 1 o'clock, P. M.

On motion of Mr. ADAMS, a Message was ordered to be sent to the Senate, inviting that Body to join this House, and attend the inauguration of the Governor to-morrow, at 1 o'clock, P. M.

Mr. McCAW, from the Committee on Claims, made Reports,

On the Petition of J. S. Shingler;

On the Petition of Alexander Scharlock;

On the Account of C. Beck;

On the Account of E. Waterman, Jr.;

On the Account of the Charleston Mercury;

On the Petition of John Lomas & Co.; and

On the Account of A. S. Willington & Co.; which were severally ordered for consideration to-morrow.

Mr. G. W. WILLIAMS, from the Committee on Pensions, made a Report,

On the Report of the Committee on the Military and Pensions of the Senate, on the Petition of James Bennett, Administrator of Reuben Bennett; which was ordered for consideration to-morrow.

Mr. ZIMMERMAN, from the Medical Committee, made a Report on A Bill to amend An Act (passed December 21, 1839,) entitled "An Act to prohibit the digging of cellars in future, within the limits of Towns on the sea-board"; which was ordered for consideration to-morrow.

Mr. SULLIVAN, from the Committee on the Judiciary, made Reports,

On the Petition of the Trustees of the Estate of Dr. John DeLaHowe, praying an exchange of lands; and

On A Bill, from the Senate, to provide for a special election of Tax Collector for Laurens District; which were severally ordered for consideration to-morrow.

Mr. JOEL SMITH submitted the following Resolution, which was ordered to be considered immediately, was agreed to, and ordered to be sent to the Senate for concurrence:

Resolved, That the President of the Bank of the State be required hereafter in his annual private Report, to state, not only the indebtedness, but the liabilities of the Officers of the Bank.

The House then proceeded to the consideration of the

GENERAL ORDERS.

A Bill to secure to Defendants in the Sessions like process with the State in all cases to procure the attendance of witnesses, was read by its title, and referred to the Committee on the Judiciary.

A Bill to repeal the Act incorporating the village of Laurensville, was read the second time, and on motion of Mr. HENRY, the Bill was ordered *to lie on the table.*

A Bill to amend the Military Act, was called for a second reading. The House agreed to the Report of the Committee on the Military, recommending that the title thereof be changed to read as follows: A Bill to alter and amend, An Act entitled "An Act to reduce all Acts and clauses of Acts in relation to the Militia of this State into one Act, and to alter and amend the same." The Bill thus amended was read the second time, and ordered to be sent to the Senate.

The following unfavorable Reports were considered and agreed to:

Reports of the Committee on Privileges and Elections,

On the Petition of sundry Citizens of Greenville District, praying for the suppression of the practice of treating at Elections; and

On the Presentment of the Grand Jury of Horry District, praying the payment of Managers of Elections.

The House read the second time A Bill to alter and amend the tenth section of the first Article of the Constitution of this State. And the question being put, Will the House agree to the Bill? It was decided in the negative; two thirds of the whole Representation in this House not agreeing thereto.

YEAS 73—NAYS 30.

Those who voted in the affirmative, are the

Hon. JOHN IZARD MIDDLETON, Speaker, and

Messrs. Adams,
Aiken,
Alexander,
Alston,
Barton,
Bethea,
Blakeney,
Bouknight,
Boykin,
Brownlee,
Calhoun,
Cantey,
Chick,
Cook,
Crosby,
Dantzler,

Messrs. W. D. De Saussure,
Du Pre,
Easterling,
Gideon Evans,
William Evans,
B. B. Foster,
Geiger,
Harvey,
Haselden,
Hay,
Henry,
Heyward,
Hough,
Hunter,
Ingram,
Jones,

Messrs. Keitt,
Lake,
Law,
McAliley,
Macbeth,
McCaw,
McCully,
Metts,
Miller,
Moorman,
Nelson,
Oswald,
Jesse T. Owens,
W. A. Owens,
Perry,
Pickens,
Pitts,
Pressly,
Preston,
J. P. Reed,
Messrs. Robertson,
Seabrook,
Henry Smith,
Joel Smith,
Springs,
Sullivan,
A. W. Thomson,
Thomas Thompson,
Tomkins,
Townes,
Tupper,
Wallace,
John D. Williams,
G. McWitherspoon.
J. B. Witherspoon,
S. W. Witherspoon,
John Wright,
Thomas J. Wright,
Yancey, and
Zimmerman.

Those who voted in the negative, are

Messrs. Ayer,
Carew,
Cuningham,
Deas,
W. G. DeSaussure,
Dunkin,
Fort,
Grissette,
Harleston,
Houston,
Johnson,
Lanneau,
McKewn,
Marion,
A. M. Martin,
Messrs. B. Y. Martin,
Nelson Mitchell,
Norris,
Poyas,
Pringle,
Raoul,
J. Harleston Read, Jr.
Ruth,
Salters,
Simons,
E. P. Smith,
Taylor,
Tillinghast,
Whaley, and
Whitefield.

On motion of Mr. TUPPER, the House was discharged from the consideration of sundry Reports of the Committee on Grievances on the Retail System, and A Bill to prohibit the sale of Spirituous Liquors in quantities less than one quart, to be drunk on the premises where sold;

which had been made the Special Order of the Day for this day at 1 o'clock, and said Reports and Bill were made the Special Order of the Day for to-morrow, at 11 o'clock, A. M.

The House, considered and agreed to the following Reports, and ordered them to be sent to the Senate for concurrence:

Reports of the Committee on Education,

On the Memorial of the Commissioners of Free Schools for Pickens District, and

On the Petition of the Commissioners of Free Schools of the Parish of St. George's Dorchester.

The *General Orders* were suspended, and

Mr. SIMONS, from the Committee on Education, made a Report,

On the Memorial of the Commissioners of Free Schools for Abbeville District.

On motion of Mr. THOMAS THOMPSON, the Report was ordered to be considered immediately, was agreed to, and ordered to be sent to the Senate for concurrence.

On motion of Mr. MEMMINGER, Message No. 3, of his Excellency the Governor, was *taken up*, and on his motion was referred as follows:

So much as relates to the Memorials of the Palmetto Regiment, sent by Col. Gladden; and also so much as relates to the Monument in memory of those who fell in the Mexican Campaign; and also so much as relates to Brigade Encampments, and to the increase of arms for the Militia, was referred to the Committee on the Military;

So much as relates to the Catawba Indians, was referred to the Committee of Ways and Means;

So much as relates to the establishment of an Executive Office and Residence, was referred to a Special Committee of three;

So much as relates to the papers in the Office of the Clerk of the House, and compensation for the work done, was referred to a Special Committee of three;

And so much as relates to the Accounts of the Governor, was referred to the Committee on the Governor's Accounts.

The SPEAKER laid before the House the Report of T. N. Dawkins, Solicitor of the Northern Circuit, concerning District Officers and their Offices; which was referred to the Committee on District Offices and Officers.

The following Messages were received from the Senate:

IN THE SENATE, December 13, 1848.

Mr. Speaker and Gentlemen:

Senate accepts the invitation of your House to unite with your Body,

in the Hall of the House of Representatives, in the Inauguration of the Governor elect, to-morrow at 1 o'clock.

By order of the Senate.

ANGUS PATTERSON, President.

IN THE SENATE, December 13, 1848.

Mr. Speaker and Gentlemen:

Senate grants leave to your House to amend the Message from Senate, proposing to your House to fix a day for the adjournment of the present Session of the Legislature, by striking out the words "Monday, the 18th inst.," and inserting the words "Wednesday, the 20th inst.," as recommended by the Committees of conference on that subject.

By order of the Senate.

ANGUS PATTERSON, President.

The following Message was also received from the Senate:

IN THE SENATE, December 13, 1848.

Mr. Speaker and Gentlemen:

Senate has appointed Messrs. QUATTLEBUM, BARNES and IRBY, a Special Committee to make arrangements for the Inauguration of the Governor elect to-morrow, at 1 o'clock, P. M., and respectfully asks your House to appoint a similar Committee to act with the Committee of Senate, for that purpose.

By order of the Senate.

ANGUS PATTERSON, President.

The House concurred with the Senate in the appointment of a Committee to meet the Committee of the Senate, to make arrangements for the Inauguration of the Governor elect, and the Speaker appointed Messrs. SULLIVAN, HEYWARD and J. D. WILLIAMS, the Committee on the part of this House; and an answer was returned to the Message of the Senate.

The Senate sent to this House, A Bill to abolish the office of Superintendent of Public Works and for other purposes; which was read the first time, and ordered to be read the second time to-morrow.

The Senate returned to this House A Bill to authorize and empower the Commissioners of Free Schools of the Parishes of St. Philip and St. Michael, to raise a fund for the building of Free School Houses, and for other purposes; which was read the third time and passed.

Resolved, That the title thereof be changed, that it be called "An Act," and sent to the Senate.

On motion of Mr. MEMMINGER, the House then resolved itself into a Committee of the Whole House, Mr. SIMONS in the Chair, and proceeded to the consideration of sundry Resolutions submitted by Messrs. MEMMINGER, AYER, HENRY and McALILEY, in relation to the Bank of the State of South Carolina, and on the expediency of rechartering the same, and which had been made the Special Order of the day, for this day at 12 o'clock, M., and after some time spent in the discussion thereof, the Committee rose, and the Speaker took the Chair.

Mr. SIMONS, from the Committee of the Whole House, to whom had been referred sundry Resolutions relating to the Bank of the State of South Carolina, Reported that they had had the same under consideration, had made progress therein, and asked leave to sit again.

On motion of Mr. SIMONS, leave was granted to the Committee to sit again this evening, at 7 o'clock.

On motion of Mr. HENRY, at half past 3 o'clock, business was then suspended till half past 6 o'clock, P. M.

(RECESS.)

When the SPEAKER resumed the Chair,

Mr. J. HARLESTON READ, from the Committee on Agriculture, made a Report on A Bill for the Inspection of Flour in the City of Charleston; which was ordered for consideration to-morrow.

The SPEAKER announced the appointment of the following Special Committees:

Committee to make arrangements for the Inauguration of the Governor, Messrs. SULLIVAN, HEYWARD and J. D. WILLIAMS;

Committee on so much of the Governor's Message, No. 3., as relates to an Executive office and residence, Messrs. MACBETH, PICKENS and NELSON;

Committee on so much of the Governor's Message, No. 3, as relates to the papers in the Office of the Clerk of the House, Messrs. MEMMINGER, T. J. WRIGHT and SIMONS.

The House then proceeded to the consideration of the

GENERAL ORDERS.

A Bill to incorporate the Keowee Turnpike Company, was read the second time, and ordered to be sent to the Senate.

A Bill, from the Senate, to incorporate the King's Mountain Rail Road Company, was read by its title, and referred to the Committee on Internal Improvements.

Mr. PRINGLE, from the Committee on Incorporations, to whom was referred the Petition of sundry Citizens of Charleston, praying for a Charter, for the purpose of supplying the Citizens of Charleston with water; reported A Bill to incorporate the New Charleston Water Company; which was read the first time, and ordered to be read the second time to-morrow.

A Bill to amend the Charter of the Spartanburg and Union Rail Road Company; was read by its title, and referred to the Committee on Internal Improvements.

Mr. HENRY, from the Committee on District Offices and Officers, to whom was referred A Bill to establish a uniform day throughout the State for the election of Clerk, Sheriff, Ordinary, and Tax Collector; made a Report, which was ordered for consideration to-morrow.

Mr. HENRY gave notice, that he will to-morrow, move to suspend the 74th Rule of this House.

A Bill to alter the sittings of the Courts of Equity in the third Equity Circuit, and to establish a Court of Equity in Marlborough District; was read the second time, and ordered to be sent to the Senate.

The House considered and agreed to an unfavorable Report of the Charleston Delegation, on the Petition of sundry Citizens of Charleston, for the establishment of a Branch Pilot for Ashley and Cooper Rivers.

On motion of Mr. MEMMINGER, the House then Resolved itself into a Committee of the Whole House, Mr. SIMONS in the Chair, and proceeded to the consideration of sundry Resolutions submitted by Messrs. MEMMINGER, AYER, HENRY, and MCALILEY, in relation to the Bank of the State of South Carolina, and on the expediency of re-chartering the same, and which had been made the Special Order of the day for this day at 7 o'clock, P. M., and after some time spent in the discussion thereof, the Committee rose, and the Speaker took the Chair.

Mr. SIMONS, from the Committee of the Whole House, to whom had been referred sundry Resolutions, relating to the Bank of the State of South Carolina, reported, that they had had the same under consideration, had made progress therein, and asked leave to sit again.

On motion of Mr. SIMONS, leave was granted to the Committee to sit again to-morrow, at 2 o'clock, P. M.

On motion of Mr. JOEL SMITH, the House adjourned at 55 minutes past 8 o'clock, P. M.

THURSDAY, DECEMBER 14, 1848.

At the hour to which the House was adjourned, the Clerk called the Roll, when the Speaker took the Chair, and a quorum being present, the Journal of yesterday's proceedings was read.

The SPEAKER laid before the House, the Account of Thomas W. Glover, Clerk of the House, for postage on Writs of Election; which was referred to the Committee on Claims.

Mr. ZIMMERMAN, from the Medical Committee, made a Report

On the Account of Dr. Henry Boylston; which was ordered for consideration to-morrow.

Mr. McCAW, from the Committee on Claims, made Reports,

On the Report of the Senate's Committee on the Petition of Abner Bushnell;

On the Report of the same Committee of Senate, on the Petition of J. I. Waring;

On the Account of S. A. Goodman; and

On the Account of Allen, McCarter & Co., for Stationery furnished the House of Representatives; which were severally ordered for consideration to-morrow.

Mr. GILES, from the Committee on Internal Improvements, made a Report,

On certain Memorials, and a part of the Governor's Message No. 1, for the improvement of Broad River; which was ordered for consideration to-morrow, and was ordered to be printed.

Mr. SULLIVAN, from the Committee on the Judiciary, made Reports,

On A Bill to alter and amend the Laws in relation to the duties of Grand Jurors; and on A Bill to secure to Defendants in the Sessions like process with the State in all cases, to procure the attendance of witnesses; which were severally ordered for consideration to-morrow.

On motion of Mr. SULLIVAN, the Committee on the Judiciary was discharged from the consideration of A Bill to guard against conflagrations, by requiring Steamers, other than such as may use coal or coke for fuel, to be provided with spark catchers or other contrivance, to prevent the issue of sparks and flakes of fire from the chimneys thereof; and the same was referred to the Committee on Federal Relations.

Mr. YANCEY, from the Committee on Internal Improvements, made Reports,

On A Bill, from the Senate, to incorporate the King's Mountain Rail Road Company;

On A Bill to authorize the formation of the Georgia and Silver Bluff Rail Road Company.

On A Bill to amend the Charter of the Spartanburg and Union Rail Road Company; and

On the Petition of A. M. Pepper & Co.; which were severally ordered for consideration to-morrow.

On motion of Mr. HAY, a Message was ordered to be sent to the Senate, proposing to that Body to unite with this House, in a ballot for President and Directors of the Bank of the State of South Carolina, to-morrow at 12 o'clock, M.

On motion of Mr. CAREW, a Message was ordered to be sent to the Senate proposing to Senate to join this House in a ballot for a Senator in the Congress of the United States, immediately after the inauguration of the Governor.

The House then proceeded to the consideration of the

GENERAL ORDERS.

A Bill to incorporate the King's Mountain Rail Road Company; and

A Bill to confirm a grant to James M. Harris, which by mistake was issued to James W. Harris, were called for a second reading and were ordered *to lie on the table.*

The following Bills were read by their titles, and referred to the Committee on Incorporations:

A Bill to incorporate the Town of Winnsborough;

A Bill, from the Senate, to incorporate the Bradford Springs Female Institute Company;

A Bill, from the Senate, to incorporate the Town of Winnsborough;

And A Bill, from the Senate, to incorporate the Laurel Falls Manufacturing Company.

The following Bills were read by their titles, and referred to the Committee on the Military:

A Bill, to alter and amend the law, in relation to the collection of Military Fines;

A Bill, from the Senate, to extend the recruiting limits, of the Fairfield Rifle Guards; and

A Bill to exempt the surviving officers, non-commissioned officers and privates of the Palmetto Regiment from ordinary militia duty.

The following Bills were read by their titles, and referred to the Committee on the Judiciary:

A Bill to require Sheriffs to give notice of money collected by them; and

A Bill to alter the time of the sitting of the several Courts of Law, on the Northern Circuit; and for other purposes.

A Bill for regulating the toll to be taken at the several Grist Mills, throughout the State, was read by its title, and referred to the Committee on Agriculture.

A Bill to amend An Act, entitled "An Act to prevent the citizens of New York from carrying slaves, or persons held to service out of this State, and to prevent the escape of persons charged with the commission of any crime; was read by its title and referred to the Committee on Federal Relations.

A Bill, from the Senate, to abolish the Office of Superintendent of Public Works, and for other purposes; was read by its title, and referred to the Committee on Internal Improvements.

Messrs. G. W. WILLIAMS, WILLIAM GILES, J. W. HARRINGTON and ELIAS EARLE, who were absent when the vote was taken yesterday, on agreeing to A Bill to alter and amend, the tenth section of the first Article of the Constitution, were permitted to record the vote they would have given if present, and their names having been called for that purpose, they severally answered Aye.

Mr. HUGER, from the Committee on Federal Relations, made a Report,

On the Ship Inspection Law of 1841, which was ordered for consideration to-morrow.

Mr. AIKEN, from the Committee on Accounts, made a Report,

On the Petition of J. D. Allen, administrator of O. D. Allen; which was ordered for consideration to-morrow.

On motion of Mr. TUPPER, the House then proceeded to the consideration of sundry Reports of the Committee on Grievances, in relation to the Retail system, and A Bill to prohibit the sale of spiritous liquors in quantities less than one quart, to be drunk on the premises where sold, which had been made the Special Order of the day, for this day, at 11 o'clock, A. M.

On motion of Mr. TUPPER, the Report of the Committee on Grievances, recommending that the Bill to prohibit the sale of spiritous liquors, in quantities less than one quart, to be drunk on the premises where sold, be not passed, was ordered *to lie on the table.*

The Bill was then read the second time.

On motion of Mr. WHITEFIELD, the Report of the Committee on Grievances, was then *taken up*, and agreed to, and the Bill was consequently rejected.

The House considered and agreed to the following unfavorable Reports:

Reports of the Committee on Grievances,

On the Petition of sundry citizens of Lexington, praying that the question of license or no license may be submitted to the people;

On the Memorial of the West Union Total Abstinence Society;

On the Presentment of the Juries of Newberry, Abbeville and Barnwell, on retailing ardent spirits; and

On the presentment of the Grand Jury of Richland District in relation to granting licenses to retail spiritous liquors.

On motion of Mr. MEMMINGER, the 74th Rule of this House was suspended.

Mr. MEMMINGER presented the Petition of A E. Miller, praying aid in the publication of a compilation for the use of Clerks, Sheriffs and Commissioners; which was referred to the Committee on the Judiciary.

Mr. LAKE presented the Petition of Harmon Gable, praying to be paid for services rendered as a Juryman for Edgefield District, Fall Term, 1847, and

Mr. BROWNLEE, presented the Account of S. Z. Murphy for services rendered the State; which were severally referred to the Committee on Claims.

On motion of Mr. SIMONS, the Committee on the Military was discharged from the consideration of so much of the Governor's Message, No. 3, as relates to the erection of a Monument to the memory of the Officers and Privates of the Palmetto Regiment, who fell in the Mexican War, and the same was referred to a Special Committee, of which the Speaker appointed the following gentlemen: Messrs. JAMES SIMONS, JOHN A. ALSTON, W. A. PRINGLE, A. H. BOYKIN, and T. W. MOORE.

Mr. HUGER, from the Committee on Federal Relations, made a Report on so much of the Governor's Message, No. 3, as relates to the Michigan and Pacific Rail Road, which was ordered for consideration tomorrow, and ordered to be printed.

The following Message was received from the Senate:

IN THE SENATE, December 14, 1848.

Mr. Speaker and Gentlemen:

Senate concurs with your House to go into a ballot for United States Senator this day, immediately after the inauguration of the Governor elect.

By order of the Senate.

ANGUS PATTERSON, President.

Mr. MACBETH obtained leave to withdraw the Petition of Dr. Peter Porcher.

The Senate returned with their concurrence:

Report of the Committee on the Military,

On the Petition of H. and E. Horlbeck.

Reports of the Committee on Claims,

On the Account of J. E. Grist; and

On the Petition of C. Matheson.

Reports of the Committee on Internal Improvements,

On the Report of the Superintendent of Public Works, and

On the Supplemental Report of E. Drayton Earle, late Superintendent of Public Works.

The Senate also concurred in, and returned to this House,

Resolutions relating to the Palmetto Regiment, and

A Resolution as to the pay of Electors of President and Vice President.

The Senate sent to this House for concurrence, the following Reports:

Reports of the Committee on Finance and Banks,

On the Petition of the Commissioners of the Poor for Georgetown District;

On the Petition of John Ballard, late Tax Collector of Claremont, praying to be refunded money paid as interest;

On the Petition of Alfred M. Lowry, late Sheriff of Chesterfield District, praying that monies, erroneously paid by him to the Treasurer, be refunded;

On the Petition of John L. Hart, praying to be refunded a tax improperly paid;

On the Petition of Mary Thompson, praying a new Certificate of State 6 per cent. Stock to be issued to her, and

On the Report of the City Council of Charleston on the Permanent and Transient Poor; which were severally referred to the Committee of Ways and Means.

Also, the Reports of the Committee on Claims and Grievances,

On the Petition of Richard Singleton, Executor of John Singleton, praying compensation for Slaves executed;

On the Account of the Daily Telegraph for Public Printing;

On the Account of W. L. Robeson for Blankets furnished the Jail of Chesterfield District, and

On the Account of W. W. Purse, for work done in the State House; which were severally referred to the Committee on Claims.

And also Reports of the Committee on the College, Education and Religion.

On the Memorial of the Commissioners of Free Schools for Pickens District, praying for relief; and

On the Petition of the Commissioners of Free Schools for St. George's Dorchester, praying to be allowed the appropriation of 1847; which were severally referred to the Committee on Education.

INAUGURATION OF THE GOVERNOR.

The Senate then attended in the Hall of the House of Representatives, and immediately after, the Honorable WHITEMARSH B. SEABROOK, Governor elect, accompanied by the Joint Committee of Arrangements, entered the Hall.

The Governor elect addressed the Members of the General Assembly, acknowledging his profound sense of gratitude for this expression of public confidence, manifested by his election, to preside over the Executive Department of the Government.

The SPEAKER of the House of Representatives then administered to the Governor elect, the Constitutional Oath of office.

The SPEAKER, accompanied by the Members, and attended by the officers of the House, went to the Senate Chamber, when the President of the Senate delivered to the Governor his Commission; and from thence the Governor, accompanied by the President of the Senate and the Speaker of the House of Representatives, with the Members of the General Assembly, repaired to the Eastern Portico of the Capitol, when the Sheriff of Richland District read the Governor's Commission, and made proclamation of his election.

The SPEAKER resumed the Chair.

The Senate sent to this House the following Bills: which were read the first time, and ordered to be read the second time to-morrow.

A Bill to confirm a grant to James M. Harris, which, by mistake, was issued to James W. Harris, and

A Bill to vest all the right, title and interest of the State in and to a certain tract of land, granted to Haley Connelly, otherwise called Harley Connelly, in Susannah Connelly.

The Senate then attended, and joined the House in a ballot for United States Senator.

The House then proceeded to the consideration of the

GENERAL ORDERS.

The House considered and agreed to the following unfavorable Reports:

Report of the Committee on Grievances:

On the Petition of sundry citizens of Edgefield District, praying the repeal of the 6th Section of the Incorporation Act, of December, 1847.

Reports of the Committee on the Judiciary:

On the Petition of citizens of St. James Santee, praying protection against persons driving off cattle;

On the Presentment of the Grand Jury of Lexington District, recommending that Commissioners of the Poor and Free Schools be paid for their services, and that the pay of Jurors be increased to two dollars per day; and

On the Petition of James S. Guignard.

The following Reports were ordered *to lie on the table:*

Report of the Special Joint Committee,

On the subject of providing a suitable room for the Senate Records, and

On the Petition of Willis Ramsay.

The following Resolution was called for consideration, and ordered *to lie on the table:*

Resolution, instructing the Governor to appoint an Agent to receive from the General Government the amount due the State, and pledge the same when collected.

Mr. J. B. WITHERSPOON submitted the following Resolution, which was ordered to be considered immediately, and was agreed to:

Resolved, That W. E. Richardson, E. J. Pugh, and John Nettles, be appointed Commissioners to assess the damages which have accrued to Willis Ramsay, by reason of a public road having been made through his land, and report the same to this House at its next Session.

The House considered and agreed to the Report of the Committee on Claims, on the Petition of A G. Summer, praying payment of a balance due him for Public Printing; and which was ordered to be sent to the Senate for concurrence.

A Resolution requesting the Committee on the Judiciary, to enquire into the expediency of making provision for the registration of births, marriages and deaths; was agreed to.

The House concurred in the Report of the Committee on Claims and Grievances of the Senate, on the account of William J. Francis, and ordered it to be returned to the Senate.

Mr. ADAMS, from the Committee on the Military, made Reports,

On A Bill from the Senate, to extend the recruiting limits of the Fairfield Rifle Guards; and

On A Bill to exempt the surviving officers, non-commissioned officers and privates, of the Palmetto Regiment, from ordinary militia duty; which were severally ordered for consideration to-morrow.

Mr. JOHNSON, from the Committee appointed to count the ballots cast for a Senator in the Congress of the United States; Reported that A. P. Butler had received 124 votes, which is a majority; whereupon the Speaker announced that A. P. Butler is elected a Senator in the Congress of the United States, from the 4th day of March next.

Mr. HENRY presented the Petition of the Wardens and Vestry of

the Protestant Episcopal Church at Glenn's Springs, Spartanburg, praying to be incorporated; which was referred to the Committee on Incorporations.

Mr. J. P. REED presented the Petition of Anderson Dunham, praying the incorporation of Siloam Baptist Church, in Anderson District, which was referred to the Committee on Incorporations.

On motion of Mr. MEMMINGER,

The House then resolved itself into a Committee of the Whole House, Mr. Simons in the Chair, and proceeded to the consideration of sundry Resolutions submitted by Messrs. Memminger, Ayer, Henry, and McAliley, in relation to the Bank of the State of South Carolina, and on the expediency of re-chartering the same, and which had been made the Special Order of the Day, for this day, at 2 o'clock, P. M.; and after some time spent in the discussion thereof, the Committee rose, and the Speaker took the Chair.

Mr. SIMONS, from the Committee of the Whole House, to whom had been referred sundry Resolutions, relating to the Bank of the State of South Carolina, Reported that they had had the same under consideration, had made progress therein, and asked leave to sit again.

On motion of Mr. SIMONS, leave was granted to the Committee to sit again to-morrow, at 11 o'clock, A. M.

On motion of Mr. MEMMINGER, at 3 minutes past 4 o'clock, business was suspended till half-past 6 o'clock, P. M.

(RECESS.)

When the Speaker resumed the Chair,

Mr. PRINGLE submitted sundry Resolutions, in relation to International Exchanges, proposed and established by Mr. A. Vattemare, which were referred to the Committee on the Legislative Library.

The House then proceeded to the consideration of the

GENERAL ORDERS.

A Bill to amend An Act, entitled "An Act to provide for the Education of the Deaf and Dumb Children of this State," passed 17th December, 1834, was read the second time, and after sundry amendments thereto, Mr. Memminger moved to amend the title to read as follows: A Bill to amend the law in relation to the education of the Deaf, Dumb and Blind children of this State; and thus amended, the Bill was ordered to be sent to the Senate.

A Bill to aid in the construction of the Wilmington and Manchester Rail Road, was called for a second reading, and ordered to lie on the Table.

A Bill, from the Senate, to aid in the construction of the Wilmington and Manchester Rail Road, was read the second time, and the question being put, shall the Bill be sent to the Senate? It passed in the affirmative.

YEAS 66—NAYS 25.

The Yeas and Nays were requested, and are as follows:

Those who voted in the affirmative, are the

Hon. JOHN IZARD MIDDLETON, Speaker, and

Messrs. Adams,
Aiken,
Alexander,
Bethea,
Carew,
Chick,
Cook,
Crosby,
Cuningham,
Deas,
Dunkin,
Elias Earle,
Easterling,
William Evans,
B. B. Foster,
Grissette,
Harleston,
Harrington,
Haselden,
Henry,
Heyward,
Hough,
Houston,
Huger,
Hunter,
Ingram,
Jerman,
Johnson,
Jones,
Law,
McAliley,
McCully,
B. Y. Martin,

Messrs. Memminger,
Miller,
Nelson Mitchell,
Moore,
Moorman,
Nelson,
Norris,
Parker,
Perry,
Pickens,
Pitts,
Pressly,
Pringle,
J. Harleston Read, Jr.
J. P. Reed,
Reynolds,
Robertson,
Salters,
Seabrook,
E. P. Smith,
Henry Smith,
Joel Smith,
Summer,
A. W. Thomson,
Thomas Thompson,
Townes,
Tupper,
J. B. Witherspoon,
S. W. Witherspoon,
John Wright,
Yancey, and
Zimmerman.

Those who voted in the negative are

Messrs. Barton,
Bouknight,
Boykin,
Calhoun,
Cantey,
Dantzler,
W. G. DeSaussure,
W. D. DeSaussure,
Gideon Evans,
Fort,
Geiger,
Hay,
Keitt,
Messrs. Lake,
Macbeth,
McCaw,
McKewn,
Metts,
Ruth,
Sullivan,
Tillinghast,
Tomkins,
G. W. Williams,
G. McWitherspoon, and
Thos. J. Wright.

The following Bills were read the second time, and ordered to be sent to the Senate:

A Bill to authorize the United States to purchase a sufficient quantity of land in this State, for the erection of a Custom House, and for other purposes;

A Bill to raise Supplies for the year commencing in October, one thousand eight hundred and forty eight, and

A Bill, directing a Census to be taken of the free white inhabitants of this State.

At 23 minutes past 9 o'clock, P. M., Mr. B. Y. MARTIN moved that the House adjourn; which was decided in the negative.

YEAS 39—NAYS 56.

The Yeas and Nays were requested, and are as follows:

Those who voted in the affirmative, are

Messrs. Adams,
Alexander,
Bethea,
Boykin,
Cantey,
Carew,
Cook,
Crosby,
Deas,
W. D. DeSaussure,
Elias Earle,
Messrs Easterling,
Fort,
Grissette,
Harleston,
Harrington,
Hay,
Henry,
Jerman,
Keitt,
Law,
McCully,

Messrs. A. M. Martin,
B. Y. Martin,
Metts,
Norris,
Perry,
Pitts,
Poyas,
J. P. Read,
Joel Smith,
Messrs. Sullivan,
Tillinghast,
Tomkins,
Whaley,
G. W. Williams,
G. McWitherspoon,
Thomas J. Wright, and
Zimmerman.

Those who voted in the negative, are

The Hon. JOHN IZARD MIDDLETON, Speaker, and

Messrs. Aiken,
Barton,
Bouknight,
Brownlee,
Calhoun,
Chick,
Cuningham,
Dantzler,
W. G. DeSaussure,
Dunkin,
William Evans,
B. B. Foster,
Geiger,
Haselden,
Heyward,
Hough,
Houston,
Huger,
Hunter,
Ingram,
Johnson,
Jones,
McAliley,
Macbeth,
McKewn,
Memminger,
Miller,
Nelson Mitchell,
Messrs. Moore,
Moorman,
Nelson,
Parker,
Pickens,
Pressly,
Pringle,
Raoul,
J. Harleston Read, Jr.
Reynolds,
Ruth,
Salters,
Seabrook,
Simons,
E. P. Smith,
Henry Smith,
Springs,
Summer,
Taylor,
A. W. Thomson,
Thomas Thompson,
Townes,
Tupper,
J. B. Witherspoon,
S. W. Witherspoon,
John Wright, and
Yancey.

A Bill to establish certain Roads, Bridges, and Ferries, was read the second time. Mr. SUMMER moved to amend the Bill by adding thereto sundry clauses, and after some time spent in the discussion thereof, it was ordered that the Bill do *lie on the table*, and that the amendments be printed.

On motion of Mr. HENRY, the House adjourned at 10 minutes past 10 o'clock, P. M.

FRIDAY, DECEMBER 15, 1848.

At the hour to which the House was adjourned, the Clerk called the Roll, when the Speaker took the Chair, and a quorum being present, the Journal of yesterday's proceedings was read.

The Senate sent to this House for concurrence,

The Report of the Committee on Claims and Grievances, on the Account of Richard Holmes, for work done on the Cases for the Senate papers; which was referred to the Committee on Claims.

The Senate returned to this House with their concurrence:

Reports of the Committee on Claims,

On the Account of Burt and Doby;

On the Account of W. F. Durisoe;

On the Account of the Camden Journal;

On the Account of C. H. Allen;

On the Account of O. H. Wells;

On the Account of James Powell; and

On the Account of A. Herbemont.

Reports of the Committee of Ways and Means,

On the Petition of Hannah Thompson; and

On the Report of the City Council of Charleston as to the Transient Poor Fund.

Mr. McCAW, from the Committee on Claims, made Reports,

On the account of Thomas W. Glover, Clerk of the House, for postage on Writs of Election;

On the Account of William Merrit;

On the Account of Thomas Merrit; and

On the Account of W. W. Purse; which were severally ordered for consideration to-morrow.

Mr. SIMONS, from the Committee on Education, made Reports:

On the Report of the Committee on the College, Education and Reli-

gion, of the Senate, on the Petition of the Commissioners of Free Schools for the Parish of St. George's Dorchester; and

On the Report of the same Committee, of Senate, on the Memorial of Free Schools for Pickens District; which were severally ordered for consideration to-morrow.

Mr. YANCEY, from the Committee on Internal Improvements, made a Report,

On A Bill, from the Senate, to abolish the Office of Superintendent of Public Works, and for other purposes; which was ordered for consideration to-morrow.

Mr. READ, from the Committee on Agriculture, made a Report,

On A Bill for regulating the toll to be taken at the several Grist Mills throughout the State; which was ordered for consideration to-morrow.

Mr. Houston presented the Report of the Vestry of the Parish Church of St. James, Goose Creek, respecting the Ludlam School Fund; which was referred to the Committee on Education.

Mr. W. G. DeSAUSSURE, from the Committee on the Judiciary, made a Report,

On A Bill to prevent the marital rights of the husband from attaching to the Estates of married women; which was ordered for consideration to-morrow.

Mr. BOUKNIGHT, from the Committee on Claims, made Reports:

On the Petition of R. S. McFadden,

On the Petition of Peter S. Worsham; and

On the Petition of Isham Bolt, which were severally ordered for consideration to-morrow:

Mr. SULLIVAN, from the Committee on the Judiciary, made a Report,

On A Bill to require Sheriffs to give notice of money collected by them; which was ordered for consideration to-morrow.

Mr. ADAMS submitted the following Resolution, which was ordered for consideration to-morrow:

Resolved, That for the remainder of this Session of the House, in all discussions, whether in the House or Committee of the Whole, no Member in his remarks shall exceed one hour.

The House then proceeded to the consideration of the

GENERAL ORDERS.

A Bill to provide an additional remedy for Trespasses committed on Real Estate, was read the second time; and the House agreed to the Report of the Committee on the Judiciary thereon, which recommended that said Bill do not pass, and the Bill was consequently rejected.

The House considered and agreed to an unfavorable Report of the Committee on Roads, Bridges and Ferries, on the Petition of sundry citizens of Marion District, praying for a new Road from Mount Church to the Lynche's Creek Road, near the head of Mill Branch, below W. H. Stone's.

The *General Orders* were suspended, and

Mr. MEMMINGER, from the Committee of Ways and Means, made a Report on the Statement of the Bank of the State: which was ordered for consideration to-morrow.

Mr. AYER, who was absent when the vote was taken yesterday, on returning to the Senate A Bill to aid in the construction of the Wilmington and Manchester Rail Road, was permitted to record the vote he would have given if present, and his name having been called for that purpose, he answered, No.

On motion of Mr. MEMMINGER, the House then resolved itself into a Committee of the Whole House, Mr. SIMONS in the Chair, and proceeded to the consideration of sundry Resolutions submitted by Messrs. MEMMINGER, AYER, HENRY and McALILEY, in relation to the Bank of the State of South Carolina, and on the expediency of rechartering the same, and which had been made the Special Order of the Day, for this day, at 11 o'clock, A. M.; and after some time spent in the discussion thereof, the Committee rose, and the Speaker took the Chair.

Mr. SIMONS, from the Committee of the Whole House, Reported that they had had the Resolutions submitted to them under consideration, had made progress therein, and asked leave to sit again.

On motion of Mr. SIMONS, leave was granted to the Committee to sit again to-morrow, at 11 o'clock, A. M.

The following Message was received from the Senate:

IN THE SENATE, December 15, 1848.

Mr. Speaker and Gentlemen:

Senate has constituted the Committee on the Military and Pensions, (of which Messrs. HANNA, BARNES, MARSHALL and BULL are the Members,) a Special Commitee on so much of the Message of His Excellency the Governor, as refers to Military affairs, and respectfully asks your House to appoint a similar Committee, to meet the Committee of the Senate on this subject.

By order of the Senate.

ANGUS PATTERSON, President.

The House concurred in the Message of the Senate, and appointed the Committee on the Military to join the Committee of the Senate, and an answer was returned accordingly.

On motion of Mr. B. Y. MARTIN,

Resolved, That the use of the Hall of the House of Representatives be granted to Mr. Asa Whitney, of New York, this evening, from 6 o'clock till 7, to deliver an Address on the subject of the projected Rail Road from Lake Michigan to the Pacific Ocean.

On motion of Mr. MOORE,

Resolved, That the use of this Hall be granted to the Rev. George Copway, a Chief of the Chippewa Nation, from 9 till 10 o'clock to-morrow morning, for the purpose of delivering an Address, on the claims and condition of the North American Indians.

On motion of Mr. McKEWN, at 35 minutes past 4 o'clock, business was suspended till 7 o'clock this evening.

(RECESS.)

When the SPEAKER resumed the Chair,

The Senate returned to this House An Act to authorize and empower the Commissioners of Free Schools for the Parishes of St. Philip and St. Michael to raise a fund for the building of Free School Houses, and for other purposes; which was committed to the Committee on Engrossed Acts.

The Senate returned with their concurrence,

Report of the Joint Committee of Senate and House on Federal Relations, on the Governor's Message, and sundry Resolutions on the Wilmot Proviso; and

Report of the Committee on Education,

On the Memorial of the Commissioners of Free Schools for Abbeville District.

The Senate sent to this House for concurrence,

Report of the Committee on the Military and Pensions on the Report of the Board of Visiters of the State Military Academies; which was referred to the Committee on the Military, and

Report of the Committee on Roads and Buildings,

On the Memorial of the Commissioners of Public Buildings for Newberry District, and also, the presentment of the Grand Jury for said District, in relation to the condition of the Court House of said District; which was referred to the Committee on Public Buildings.

The House then proceeded to the consideration of the

GENERAL ORDERS.

The House considered and agreed to the following Reports, and ordered them to be sent to the Senate for concurrence:

Reports of the Committee on Claims,

On the Account of A. S. Willington & Co.;

On the Account of Allen, McCarter & Co.;

On the Account of A. S. Johnston, for Books, and balance due him for Printing;

On the Accounts of A. G. Summer, editor of the South Carolinian;

On the Account of Edward Sill;

On the Accounts of the Charleston Mercury;

On the Accounts of Lewis L. Shelton;

On the Account of Thomas J. Gantt, Clerk of the Court of Appeals at Charleston;

On the Petition of B. K. Henagan, Secretary of State;

On the Account of the South Carolina Temperance Advocate;

On the Petition of N. G. W. Walker;

On the Memorial of R. Q. Pinckney; and

On the Account of Johnston & Summer.

Report of the Committee on District Offices and Officers,

On the Governor's Message No. 2, in relation to the Compilation of the Laws of Magistrates by B. C. Pressly, and the Bill of Walker & Burke for printing the same.

The House returned to the Senate, with their concurrence,

The Report of the Committee on Claims and Grievances,

On the Petition of F. J. Sessions, administrator of J. T. Sessions.

A Bill, from the Senate, to confirm a grant to James M. Harris, which by mistake was issued to James W. Harris; was referred to the Committee on the Judiciary.

A Bill to establish certain Roads, Bridges and Ferries, was *taken up* and read the second time, and ordered to be sent to the Senate.

On motion of Mr. ADAMS, leave of absence was granted to Mr. BLAKENEY, for the remainder of the Session.

On motion of Mr. W. A. OWENS, the House adjourned at 59 minutes past 9 o'clock, P. M.

SATURDAY, DECEMBER 16, 1848.

At the hour to which the House was adjourned, the Clerk called the Roll, when the Speaker took the Chair, and a quorum being present, the Journal of yesterday's proceedings was read.

The Senate returned to this House the following Bills; which were read the third time:

A Bill to amend an Act, entitled "An Act to grant the use of a vacant Lot in the Town of Columbia to the Palmetto Lodge, No. 5, Independent Order of Odd Fellows, on certain conditions," passed 17th December, 1847; and

A Bill to amend an Act, entitled "An Act more effectually to prevent Free negroes and other persons of color from entering into this State, and for other purposes," passed the nineteenth day of December, in the year of our Lord, 1835;

Resolved, That said Bills do pass, that the titles thereof be changed, that they be called "Acts;" Ordered that they be sent to the Senate.

The Senate sent to this House A Bill to aid in the construction of the Wilmington and Manchester Rail Road; which was read the third time.

Resolved, That the Bill do pass, that the title thereof be changed, that it be called "An Act;" Ordered that it be returned to the Senate.

The Senate returned to this House, A Bill to repeal all Acts and clauses of Acts of the General Assembly, raising a salary for the Office of Adjutant General; which was read the third time.

And the question being put, Will the House agree to the amendment made by the Senate, by striking out the words "fifteen hundred," and inserting the words "two thousand," as the salary of the Adjutant General? It was decided in the negative.

YEAS 46—NAYS 52.

The Yeas and Nays were requested, and are as follows:

Those who voted in the affirmative, are the

Hon. JOHN IZARD MIDDLETON, Speaker, and

Messrs. Adams,
Alexander,
Alston,
Ayer,
Brownlee,
Cantey,
Carew,
Crosby,
Cuningham,
Deas,
W. G. DeSaussure,
W. D. DeSaussure,
Dunkin,

Messrs. DuPre,
Easterling,
Elliott,
Harleston,
Haselden,
Hay,
Houston,
Huger,
Hunter,
Ingram,
Irby,
Johnson,
Lanneau,

Messrs. Macbeth,
McCaw,
A. M. Martin,
Memminger,
W. B. R. Mitchell,
Norris,
Jesse T. Owens,
W. A. Owens,
Parker,
Pickens,
Poyas,
Preston,
Pringle,
Robertson,
Salters,
Tupper,
Wallace,
Whitefield, and
Zimmerman.

Those who voted in the negative, are

Messrs. Barton,
Bethea,
Bouknight,
Boykin,
Chick,
Cook,
Dantzler,
Edward H. Earle,
Elias Earle,
Gideon Evans,
William Evans,
Fort,
B. B. Foster,
R. W. Foster,
Geiger,
Giles,
Grissette,
Harrington,
Harvey,
Hough,
Jones,
Lake,
McAliley,
McCully,
McKewn,
B. Y. Martin,
Metts,
Miller,
Moore,
Moorman,
Oswald,
Perry,
Pitts,
Pressley,
J. P. Reed,
Ruth,
Seabrook,
E. P. Smith,
Henry Smith,
Joel Smith,
Springs,
Sullivan,
Taylor,
A. W. Thomson,
Thomas Thompson,
Tompkins,
Townes,
Whaley,
G. M'C. Witherspoon,
John Wright,
Thos. J. Wright, and
Yancey.

Resolved, That said Bill do pass, that the title thereof be changed; that it be called "An Act," and sent to the Senate.

On motion of Mr. YANCEY, leave of absence was granted to Mr. LAKE, on account of the indisposition of his family, and to Mr. MARION, on account of indisposition, from and after this day, for the remainder of the Session.

Mr. HUGER, from the Committee on Federal Relations, to whom were referred the Petition of sundry citizens of Charleston, and A Bill to guard against Conflagrations, by requiring Steamers, other than such as may use coal or coke for fuel, to be provided with spark catchers, or other contrivance, to prevent the issue of sparks and flakes of fire from the chimney thereof, made a Report; which was ordered for consideration on Monday next.

Mr. MEMMINGER, from the Special Committee, to whom was referred so much of the Governor's Message, No. 3, as relates to the papers in the Clerk's Office, made a report; which was ordered for consideration on Monday next.

Mr. MEMMINGER, from the Committee of Ways and Means, made a report,

On A Bill to repeal the third and fourth Sections of an Act, entitled "An Act to provide against the suspension of Specie Payments by the Banks of this State"; which was ordered for consideration on Monday next.

Mr. ADAMS, from the Committee on the Military, made a report,

On the Report of the Committee on the Military and Pensions of the Senate, on the Report of the Board of Visiters of the State Military Academies; which was ordered for consideration on Monday next.

Mr. SULLIVAN, from the Committee on the Judiciary, made reports,

On A Bill, from the Senate, to confirm a grant to James M. Harris, which by mistake was issued to James W. Harris, and

On A Bill to alter the time of the sitting of the several Courts of Law, on the Northern Circuit, and for other purposes; which were severally ordered for consideration on Monday next.

Mr. McCAW, from the Committee on Claims, made reports,

On the Report of the Senate's Committee on the Account of the Daily Telegraph;

On the Report of the same Committee, on the Account of W. L. Robeson;

On the Report of the same Committee, on the Petition of Richard Singleton, Executor of John Singleton;

On the Report of the same Committee on the Account of Richard Holmes, for work done upon cases for the Senate, and

On the Petition of Harmon Gable; which were severally ordered for consideration on Monday next.

Mr. WHITEFIELD, from the Special Committee, to whom was referred a Resolution requiring them to examine a Loom invented by John Wilson, made a report; which was ordered for consideration on Monday next.

Mr. WHITEFIELD, from the Committee on Grievances, to whom was referred the Petition of sundry citizens of York District, praying an alteration of the Laws regulating the selling and retailing of Spirituous Liquors, made a report; which was ordered for consideration on Monday next.

Mr. J. T. OWENS, from the Committee on the Military, to whom was referred A Bill, to alter and amend the law in relation to the collection of military fines, made a Report; which was ordered for consideration on Monday next.

On motion of Mr. MEMMINGER, the House then resolved itself into a Committee of the Whole House, Mr. SIMONS in the Chair, and proceeded to the consideration of sundry Resolutions, submitted by Messrs. MEMMINGER, AYER, HENRY, and McALILEY, in relation to the Bank of the State of South Carolina, and on the expediency of re-chartering the same, and which had been made the Special Order of the Day, for this day, at 11 o'clock, A. M., and after some time spent in the discussion thereof, the Committe rose, and the Speaker took the Chair.

The following Message was received from the Senate:

IN THE SENATE, December 16, 1848.

Mr. Speaker and Gentlemen:

Senate proposes to your House to go forthwith into a ballot for President and Directors of the Bank of the State of South Carolina.

By order of the Senate.

ANGUS PATTERSON, President.

On motion of Mr. MEMMINGER, the Message was ordered *to lie on the table.*

Mr. McALILEY gave notice that he will, on Monday next, move to suspend the fifty-second rule of this House.

A Bill to amend the Charter of the Charlotte and South Carolina Rail road Company, was read the second time, and ordered to be sent to the Senate.

Mr. SIMONS, from the Committee of the Whole House, to whom had been referred sundry resolutions submitted by Messrs. MEMMINGER, AYER, HENRY, and McALILEY, in relation to the Bank of the State of South Carolina, and on the expediency of re-chartering the same, submitted a Report, recommending for adoption by the House the following Resolutions:

1. *Resolved*, That it is unwise and inexpedient for a State to engage in Banking, or to subject its resources to the casualties of Banking institutions.

2. *Resolved*, That the Bank of the State is founded on this erroneous policy, and exposes the public treasury and the public faith to the hazards incident to Banks.

3. *Resolved*, That it is inexpedient to re-charter the Bank of the State.

On motion of Mr. ROBERTSON, a call of the House was then ordered, and the Roll being called twice, all the Members answered to their names, except Messrs. ASHMORE, GEIGER, GILLISON, JOHNSON, MCALILEY, METTS, W. B. R. MITCHELL, NORRIS, SULLIVAN, and H. SUMMER.

Messrs. ASHMORE, W. B. R. MITCHELL, and SUMMER, were reported to be sick.

On motion of Mr. MEMMINGER, further proceedings in the call were dispensed with.

The first Resolution was then read.

Mr. SULLIVAN moved to lay the Resolution *on the table*, which was decided in the negative.

YEAS 39—NAYS 78.

The Yeas and Nays were requested, and are as follows:

Those who voted in the affirmative, are

Messrs. Aiken,
Alexander,
Bethea,
Calhoun,
Cantey,
Cook,
Crosby,
DuPre,
Elias Earle,
William Evans,
Giles,
Haselden,
Henry,
Heyward,
Hough,
Irby,
Law,

Messrs. McAliley,
McCaw,
McCully,
A. M. Martin,
Moore,
Moorman,
Nelson,
Pitts,
Preston,
J. P. Reed,
Reynolds,
Robertson,
Sullivan,
Summer,
A. W. Thomson,
Whitefield,
G. W. Williams,

Messrs. John D. Williams,
J. B. Witherspoon,
John Wright,
Messrs. Thos. J. Wright, and
Zimmerman.

Those who voted in the negative, are the

Hon. JOHN IZARD MIDDLETON, Speaker, and

Messrs. Adams,
Alston,
Ayer,
Barton,
Bouknight,
Boykin,
Brownlee,
Carew,
Chick,
Cuningham,
Dantzler,
Deas,
W. G. DeSaussure,
W. D. DeSaussure,
Dunkin,
E. H. Earle,
Easterling,
Elliott,
Gideon Evans,
Fort,
B. B Foster,
R. W. Foster,
Gillison,
Grissette,
Harleston,
Harrington,
Harvey,
Hay,
Houston,
Huger,
Hunter,
Ingram,
Jerman,
Johnson,
Jones,
Messrs. Keitt,
Lake,
Lanneau,
Macbeth,
McKewn,
Marion,
B. Y. Martin,
Memminger,
Metts,
Miller,
Nelson Mitchell,
Norris,
Oswald,
Jesse T. Owens,
W. A. Owens,
Parker,
Perry,
Pickens,
Poyas,
Pressley,
Pringle,
Raoul,
J. Harleston Read, Jr.
Ruth,
Salters,
Seabrook,
Simons,
E. P. Smith,
Henry Smith,
Joel Smith,
Springs,
Taylor,
Thomas Thompson,
Tillinghast,
Tompkins,

Messrs. Townes,
Tupper,
Wallace,
Whaley,
Messrs. G. M'C. Witherspoon,
S. W. Witherspoon, and
Yancey.

The question was then put, Will the House agree to the first Resolution? It passed in the affirmative.

YEAS 86—NAYS 31.

The Yeas and Nays were requested, and are as follows:

Those who voted in the affirmative, are the

Hon. JOHN IZARD MIDDLETON, Speaker, and

Messrs. Adams,
Alston,
Ayer,
Barton,
Bouknight,
Boykin,
Brownlee,
Carew,
Chick,
Cuningham,
Dantzler,
Deas,
W. G. DeSaussure,
W. D. DeSaussure,
Dunkin,
DuPre,
Edward H. Earle,
Elias Earle,
Easterling,
Elliott,
Gideon Evans,
Fort,
B. B. Foster,
R. W. Foster,
Gillison,
Grissette,
Harleston,
Messrs. Harrington,
Harvey,
Hay,
Heyward,
Houston,
Huger,
Hunter,
Ingram,
Jerman,
Johnson,
Jones,
Keitt,
Lake,
Lanneau,
Law,
McAliley,
Macbeth,
McKewn,
Marion,
A. M. Martin,
B. Y. Martin,
Memminger,
Metts,
Miller,
Nelson Mitchell,
Moore,
Nelson,

Messrs. Norris,
Oswald,
Jesse T. Owens,
W. A. Owens,
Parker,
Perry,
Pickens,
Poyas,
Pressly,
Pringle,
Raoul,
J. Harleston Read, Jr.
Ruth,
Salters,
Seabrook,
Simons,
Messrs. E. P. Smith,
Henry Smith.
Joel Smith,
Springs,
Taylor,
Thomas Thompson,
Tillinghast,
Tompkins,
Townes,
Tupper,
Whaley,
G. McWitherspoon,
J. B. Witherspoon,
S. W. Witherspoon, and
Yancey.

Those who voted in the negative, are

Messrs. Aiken,
Alexander,
Bethea,
Culhoun,
Cantey,
Cook,
Crosby,
William Evans,
Giles,
Haselden,
Henry,
Hough,
Irby,
McCaw,
McCully,
Moorman,
Messrs. Pitts,
Preston,
J. P. Reed,
Reynolds,
Robertson,
Sullivan,
Summer,
A. W. Thomson,
Wallace,
Whitefield,
G. W. Williams,
John D. Williams,
John Wright,
Thos. J. Wright, and
Zimmerman.

The second Resolution was read, and the question being put, Will the House agree thereto? It passed in the affirmative.

YEAS 85—NAYS 31.

The Yeas and Nays were requested, and are as follows:

Those who voted in the affirmative, are the

Hon. JOHN IZARD MIDDLETON, Speaker, and

Messrs. Adams,
Ayer,
Alston,
Barton,
Bouknight,
Boykin,
Brownlee,
Carew,
Chick,
Cuningham,
Dantzler,
Deas,
W. G. DeSaussure,
W. D. DeSaussure,
Dunkin,
DuPre,
Edward H. Earle,
Elias Earle,
Easterling,
Elliott,
Gideon Evans,
Fort,
B. B. Foster,
R. W. Foster,
Gillison,
Grissette,
Harleston,
Harrington,
Harvey,
Hay,
Heyward,
Houston,
Huger,
Hunter,
Ingram,
Jerman,
Johnson,
Jones,
Keitt,

Messrs. Lake,
Lanneau,
McAliley,
Macbeth,
McKewn,
Marion,
A. M. Martin,
B. Y. Martin,
Memminger,
Metts,
Miller,
Nelson Mitchell,
Moore,
Nelson,
Norris,
Oswald,
Jesse T. Owens,
W. A. Owens,
Parker,
Perry,
Pickens,
Poyas,
Pressly,
Pringle,
Raoul,
J. Harleston Read, Jr.
Ruth,
Salters,
Seabrook,
Simons,
E. P. Smith,
Henry Smith,
Joel Smith,
Springs,
Taylor,
Thomas Thompson,
Tillinghast,
Tomkins,
Townes,

Messrs. Tupper,
Whaley,
G. McWitherspoon,
Messrs. J. B. Witherspoon,
S. W. Witherspoon, and
Yancey.

Those who voted in the negative, are

Messrs. Aiken,
Alexander,
Bethea,
Calhoun,
Cantey,
Cook,
Crosby,
William Evans,
Giles,
Haselden,
Henry,
Hough,
Irby,
McCaw,
McCully,
Moorman,
Messrs. Pitts,
Preston,
J. P. Reed,
Reynolds,
Robertson,
Sullivan,
Summer,
A. W. Thomson,
Wallace,
Whitefield,
G. W. Williams,
John D. Williams,
John Wright,
Thos. J. Wright, and
Zimmerman.

The third Resolution was then read.

Mr. HENRY moved to amend the Resolution by striking out all after the word "Resolved," for the purpose of inserting the following:

That it is inexpedient to take any action *at this time* upon the question of the policy of re-chartering, or the refusing to re-charter the Bank of the State, when its Charter shall have expired.

Mr. MEMMINGER moved to lay the amendment on the table, which passed in the affirmative.

YEAS 67—NAYS 49.

The Yeas and Nays were requested, and are as follows:

Those who voted in the affirmative, are the

Hon. JOHN IZARD MIDDLETON, Speaker, and

Messrs. Adams,
Alston,
Ayer,
Messrs. Barton,
Bouknight,
Boykin,

Messrs. Brownlee,
Chick,
Cuningham,
Dantzler,
Deas,
W. G. DeSaussure,
W. D. DeSaussure,
Dunkin,
Edward H. Earle,
Easterling,
Elliott,
Gideon Evans,
Fort,
B. B. Foster,
R. W. Foster,
Gillison,
Grissette,
Harleston,
Harvey,
Hay,
Heyward,
Houston,
Huger,
Hunter,
Ingram,
Jerman,
Johnson,
Jones,
Keitt,
Lake,
Messrs. Lanneau,
Macbeth,
McKewn,
Marion,
B. Y. Martin,
Memminger,
Metts,
Miller,
Norris,
Oswald,
W. A. Owens,
Parker,
Perry,
Pickens,
Poyas,
Pressly,
Raoul,
J. Harleston Read, Jr.
Ruth,
Salters,
Seabrook,
Joel Smith,
Springs,
Taylor,
Thomas Thompson,
Tillinghast,
Tomkins,
Townes,
Whaley, and
S. W. Witherspoon.

Those who voted in the negative, are

Messrs. Aiken,
Alexander,
Bethea,
Calhoun,
Carew,
Cook,
Crosby,
DuPre,
Elias Earle,
William Evans,
Messrs. Giles,
Harrington,
Haselden,
Henry,
Hough,
Irby,
Law,
McAliley,
McCaw,
McCully,

Messrs. A. M. Martin,
Nelson Mitchell,
Moore,
Moorman,
Nelson,
Jesse T. Owens,
Pitts,
Preston,
Pringle,
J. P. Reed,
Reynolds,
Robertson,
Simons,
E. P. Smith,
Henry Smith,
Messrs. Sullivan,
Summer,
A. W. Thomson,
Tupper,
Wallace,
Whitefield,
G. W. Williams,
John D. Williams,
G. McWitherspoon,
J. B. Witherspoon,
John Wright,
Thomas J. Wright,
Yancey, and
Zimmerman.

Mr. IRBY moved to strike out all of the third Resolution after the word "Resolved," for the purpose of inserting the following:

That when the State of South Carolina pledged the property and capital of the Bank to her creditors as a security for money borrowed, she did so in honesty of purpose and good faith.

Resolved, That the stability and prosperity of the Bank cannot be undermined by indirection, without a violation of good faith and dishonor to the State, unless the holders of the Stock of the State, for which it is pledged as a security, be first paid, or their consent obtained.

Mr. MEMMINGER moved to lay the amendment on the table, which passed in the affirmative.

YEAS 74—NAYS 43.

The Yeas and Nays were requested, and are as follows:

Those who voted in the affirmative, are the

JOHN IZARD MIDDLETON, Speaker, and

Messrs. Adams,
Aiken,
Alston,
Ayer,
Barton,
Bouknight,
Boykin,
Messrs. Brownlee,
Chick,
Cuningham,
Dantzler,
Deas,
W. G. DeSaussure,
W. D. DeSaussure,

Messrs. Dunkin,
E. H. Earle,
Easterling,
Elliott,
Gideon Evans,
Fort,
B. B. Foster,
Gillison,
Grissette,
Harleston,
Harrington,
Harvey,
Hay,
Houston,
Huger,
Hunter,
Ingram,
Jerman,
Johnson,
Jones,
Keitt,
Lake,
Lanneau,
Law,
Macbeth,
McKewn,
Marion,
B. Y. Martin,
Memminger,
Metts,

Messrs. Nelson Mitchell,
Nelson,
Norris,
Oswald,
Jesse T. Owens,
W. A. Owens,
Parker,
Perry,
Pickens,
Poyas,
Pressly,
Raoul,
J. Harleston Read, Jr.
Ruth,
Salters,
Seabrook,
E. P. Smith,
Joel Smith,
Springs,
Taylor,
Thomas Thompson,
Tillinghast,
Tomkins,
Townes,
Tupper,
Whaley,
G. McWitherspoon,
J. B. Witherspoon, and
S. W. Witherspoon.

Those who voted in the negative, are

Messrs. Alexander,
Bethea,
Calhoun,
Cantey,
Carew,
Cook,
Crosby,
DuPre,
Elias Earle,

Messrs. William Evans,
R. W. Foster,
Giles,
Haselden,
Henry,
Heyward,
Hough,
Irby,
McAliley,

Messrs. McCaw,
McCully,
A. M. Martin,
Miller,
Moore,
Moorman,
Pitts,
Preston,
Pringle,
J. P. Reed,
Reynolds,
Robertson,
Simons,
Messrs. Henry Smith,
Sullivan,
Summer,
A. W. Thomson,
Wallace,
Whitefield,
J. W. Williams,
John D. Williams,
John Wright,
Thomas J. Wright,
Yancey, and
Zimmerman.

Mr. NELSON MITCHELL moved to amend the third Resolution, by adding thereto the following:

Provided ample provision can be otherwise made for the security of the foreign creditor, and the preservation of the faith of the State.

Mr. MEMMINGER moved to lay the amendment on the Table, which was decided in the negative.

YEAS 56—NAYS 61.

The yeas and nays were requested, and are as follows:

Those who voted in the affirmative, are the

Hon. JOHN IZARD MIDDLETON, Speaker, and

Messrs. Ayer,
Barton,
Bouknight,
Boykin,
Brownlee,
Chick,
Cuningham,
Dantzler,
Deas,
W. G. DeSaussure,
W. D. DeSaussure,
Dunkin,
Edward H. Earle,
Easterling,
Messrs. Gideon Evans,
Fort,
B. B. Foster,
Gillison,
Grissette,
Harleston,
Harvey,
Hay,
Houston,
Huger,
Hunter,
Jerman,
Johnson,
Jones,

Messrs. Keitt,
Lake,
Lanneau,
Macbeth,
McKewn,
Marion,
B. Y. Martin,
Memminger,
Metts,
Norris,
W. A. Owens,
Parker,
Perry,
Pickens,
Poyas,
Pressly,
J. Harleston Read, Jr.
Ruth,
E. P. Smith,
Joel Smith,
Springs,
Taylor,
Thomas Thompson,
Tillinghast,
Tomkins,
Townes, and
Whaley,

Those who voted in the negative, are

Messrs. Adams,
Aiken,
Alexander,
Alston,
Bethea,
Calhoun,
Cantey.
Carew,
Cook,
Crosby,
Du Pre
Elias Earle,
Elliott,
William Evans,
R. W. Foster,
Giles,
Harrington,
Haselden,
Henry,
Heyward,
Hough,
Ingram,
Irby,
Law,
McAliley,
McCaw,
McCully,
A. M. Martin,
Miller,
Nelson Mitchell,
Moore,
Moorman,
Nelson,
Oswald,
Jesse T. Owens,
Pitts,
Preston,
Pringle,
Raoul,
J. P. Reed,
Reynolds,
Robertson,
Sakers,
Seabrook,
Simons,
Henry Smith,
Sullivan,
Summer,
A. W. Thomson,
Tupper,

Messrs. Wallace,
Whitefield,
G. W. Williams
John D. Williams,
G. McWitherspoon,
J. B. Witherspoon,
Messrs. S. W. Witherspoon,
John Wright,
Thomas J. Wright,
Yancey, and
Zimmerman.

Mr. MEMMINGER moved to amend Mr. Mitchell's amendment, by striking out all after the word "provided," for the purpose of inserting the following:

Also, and it is hereby declared, that in making the arrangement consequent upon the expiration of the Charter, the State will make ample provision to preserve the faith of the State, and the security of the foreign creditor.

Mr. MITCHELL moved to lay Mr. Memminger's amendment on the Table, and the question being put, Tellers were called for, and the House divided. Messrs. MEMMINGER, SIMONS, ELLIOTT, and NELSON MITCHELL, were appointed to count the House. The Tellers reported 59 in the affirmative, and 49 in the negative. The amendment to the amendment, was consequently laid on the Table.

Mr. ADAMS moved to strike out the amendment of Mr. Nelson Mitchell, and insert the following:

And it is declared that this General Assembly does not regard such a declaration of opinion as calculated, or intended to violate the faith of the State, or the security of the foreign creditor.

Mr. NELSON MITCHELL moved to lay Mr. Adams' amendment on the Table, which was decided in the negative.

YEAS 57—NAYS 59.

The yeas and nays were requested, and are as follows:

Those who voted in the affirmative, are

Messrs. Aiken,
Alexander,
Alston,
Bethea,
Calhoun,
Cantey,
Carew,
Cook,
Crosby,
Messrs. Du Pre,
Elias Earle,
Elliot,
Gideon Evans,
William Evans,
Giles,
Grissette,
Harrington,
Haselden,

Messrs. Henry,
Heyward,
Hough,
Houston,
Ingram,
Irby,
Law,
McAliley
McCaw,
McCully,
A. M. Martin,
Nelson Mitchell,
Moore,
Moorman,
Oswald,
Jesse T. Owens.
Pittt,
Preston,
Pringle,
J. Harleston Read, Jr.

Messrs. J. P. Reed,
Reynolds,
Robertson,
Simons,
Henry Smith,
Sullivan,
Summer,
A. W. Thomson,
Tupper,
Wallace,
Whitefield,
G. W. Williams,
John D. Williams,
G. McWitherspoon,
S. W. Witherspoon,
John Wright,
Thomas J. Wright,
Yancey, and
Zimmerman.

Those who voted in the negative, are the

Hon. JOHN IZARD MIDDLETON, Speaker, and

Messrs. Adams,
Ayer,
Barton,
Bouknight,
Boykin,
Brownlee,
Chick,
Cuningham,
Dantzler,
Deas,
W. G. DeSaussure,
W. D. DeSaussure,
Dunkin,
E. H. Earle,
Easterling,
Fort,
B. B. Foster,

Messrs. R. W. Foster,
Gillison.
Harleston,
Harvey.
Hay,
Huger,
Hunter,
Jerman,
Johnson,
Jones,
Keitt,
Lake,
Lanneau,
Macbeth,
McKewn,
Marion,
B. Y. Martin,

Messrs. Memminger,
Metts,
Miller,
Nelson,
Norris,
W. A. Owens,
Parker,
Perry,
Pickens,
Poyas,
Pressly,
Raoul,
Messrs. Ruth,
Salters,
Seabrook,
E. P. Smith,
Joel Smith,
Springs,
Taylor,
Tillinghast,
Tomkins,
Townes,
Whaley, and
J. B. Witherspoon.

Mr. ADAMS' amendment was then agreed to.

Mr. J. P. REED moved to lay the third Resolution as amended on the Table; which was decided in the negative.

YEAS 52—NAYS 64.

The yeas and nays were requested, and are as follows:

Those who voted in the affirmative, are

Messrs. Aiken,
Alexander,
Bethea,
Calhoun,
Cantey,
Carew,
Cook,
Crosby,
DuPre,
Elias Earle,
William Evans,
R. W. Foster,
Giles,
Grissette,
Haselden,
Heyward,
Hough,
Ingram,
Irby,
Law,
McAliley,
Messrs. McCaw,
McCully,
A. M. Martin,
Miller,
Nelson Mitchell,
Moore,
Moorman,
Nelson,
Pitts,
Preston,
Pringle,
J. P. Reed,
Reyolds,
Robertson,
Simons,
E. P. Smith,
Henry Smith,
Sullivan,
Summer,
A. W. Thomson,
Tupper,

Messrs. Wallace,
Whitefield,
G. W. Williams,
J. D. Williams,
G. McWitherspoon,
Messrs. J. B. Witherspoon,
John Wright,
Thomas J. Wright,
Yancey, and
Zimmerman.

Those who voted in the negative, are the

Hon. JOHN IZARD MIDDLETON, Speaker, and

Messrs. Adams,
Alston,
Ayer,
Barton,
Bouknight,
Boykin,
Brownlee,
Chick,
Cuningham,
Dantzler,
Deas,
W. G. DeSaussure,
W. D. DeSaussure,
Dunkin,
E. H. Earle,
Easterling,
Elliott,
Gideon Evans,
Fort,
B. B. Foster,
Gillison,
Harleston,
Harrington,
Harvey,
Hay,
Houston,
Huger,
Hunter,
Jerman,
Johnson,
Jones,
Keitt,
Messrs. Lake,
Lanneau,
Macbeth,
McKewn,
Marion,
B. Y. Martin,
Memminger,
Metts,
Norris,
Oswald,
Jesse T. Owens,
W. A. Owens,
Parker,
Perry,
Pickens,
Poyas,
Pressly,
Raoul,
J. Harleston Read, Jr.
Ruth,
Salters,
Seabrook,
Joel Smith,
Springs,
Taylor,
Thomas Thompson,
Tillinghast,
Tomkins,
Townes,
Whaley, and
S. W. Witherspoon,

The question was then put, Will the House agree to the third Resolution as amended? which passed in the affirmative.

On motion of Mr. HENRY, he was excused from voting.

YEAS 66—NAYS 48.

The Yeas and Nays were requested, and are as follows:

Those who voted in the affirmative, are the

Hon. JOHN IZARD MIDDLETON, Speaker, and

Messrs. Adams,
Alston,
Ayer,
Barton,
Bouknight,
Boykin,
Brownlee,
Chick,
Cuningham,
Dantzler,
Deas,
W. G. DeSaussure,
W. D. DeSaussure,
Dunkin,
E. H. Earle,
Easterling,
Elliott,
Gideon Evans,
Fort,
B. B. Foster,
R. W. Foster,
Gillison,
Harleston,
Harrington,
Harvey,
Hay,
Houston,
Huger,
Hunter,
Ingram,
Jerman,
Johnson,
Jones,

Messrs. Keitt,
Lake,
Lanneau,
Macbeth,
McKewn,
Marion,
B. Y. Martin,
Memminger,
Metts,
Norris,
Oswald,
Jesse T. Owens,
W. A. Owens,
Parker,
Perry,
Pickens,
Poyas,
Pressly,
Raoul,
J. Harleston Read, Jr.
Ruth,
Salters,
Seabrook,
Joel Smith,
Springs,
Taylor,
Thomas Thompson,
Tillinghast,
Tomkins,
Townes,
Whaley, and
S. W. Witherspoon.

Those who voted in the negative, are

Messrs. Aiken,
Alexander,
Bethea,
Calhoun,
Cantey,
Carew,
Cook,
DuPre,
Elias Earle,
William Evans,
Giles,
Grissette,
Haselden,
Heyward,
Hough,
Irby,
Law,
McAliley,
McCaw,
McCully,
Miller,
Nelson Mitchell,
Moore,
Moorman,
Messrs. Nelson,
Pitts,
Preston,
Pringle,
J. P. Reed,
Reynolds,
Robertson,
Simons,
E. P. Smith,
Henry Smith,
Sullivan,
Summer,
A. W. Thomson,
Tupper,
Wallace,
Whitefield,
G. W. Williams,
John D. Williams,
G M. Witherspoon,
John D. Witherspoon,
John Wright,
Thomas J. Wright,
Yancey, and
Zimmerman.

The Resolutions were then ordered to be sent to the Senate for concurrence.

On motion of Mr. TOWNES, business was suspended at 27 minutes past 5 o'clock, till 7 o'clock, P. M.

(RECESS.)

When the SPEAKER resumed the Chair,

The following Bill was read the second time, and ordered to be sent to the Senate:

A Bill, to amend An Act, entitled "An Act to Incorporate the Laurens Rail Road Company."

A Bill, from the Senate, to provide for a Special Election of Tax Collector for Laurens District, was read the second time, and ordered to be returned to the Senate.

The House agreed to the Report of the Committee on the Military, on the Report of the Board of Visiters of the Military Academies, and ordered to be sent to the Senate for concurrence.

The Senate sent to this House, A Bill to prohibit the collection of demands against Students of the South Carolina College, which was read the first time, and ordered to be read the second time on Monday next.

The SPEAKER laid before the House a volume, entitled "The Geology of South Carolina, by Mr. Tuomey;" which was referred to the Committee on Agriculture.

On motion of Mr. MEMMINGER, the House proceeded to read the second time, A Bill to make appropriations for the year commencing in October, one thousand eight hundred and forty-eight. And having read the third section, Mr. HENRY moved to amend so much of the section, as provides a salary for the State Reporter, by adding after the words, "decisions of the said Courts," the following words: "And the said Judges shall be bound to deliver their opinions within six months from the hearing of the cases upon the Circuit."

Mr. MEMMINGER moved to lay the amendment on the table; which passed in the affirmative.

YEAS 64—NAYS 41.

The Yeas and Nays were requested, and are as follows:

Those who voted in the affirmative, are the

Hon. JOHN IZARD MIDDLETON, Speaker, and

Messrs. Adams,
Aiken,
Boykin,
Calhoun,
Cantey,
Carew,
Crosby,
Cuningham,
Deas,
W. G. DeSaussure.
Dunkin,
DuPre,
E. H. Earle,
Easterling,
Fort,

Messrs. Giles,
Gillison,
Grissette,
Harleston,
Harvey,
Hay,
Hough,
Jerman,
Johnson,
Law,
McAliley,
Macbeth,
McCaw,
McCully,
McKewn,

Messrs. A. M. Martin,
Memminger,
Nelson Mitchell,
Moorman,
Nelson,
Jesse T. Owens,
Parker,
Poyas,
Pressly,
Preston,
Pringle,
Raoul,
J. Harleston Read, Jr.
Reynolds,
Robertson,
Salters,
Seabrook,
Messrs. Simons,
E. P. Smith,
Henry Smith,
Joel Smith,
Summer,
A. W. Thomson,
Thomas Thompson,
Whaley,
G. W. Williams,
John D. Williams,
G. McWitherspoon,
J. B. Witherspoon,
S. W. Witherspoon,
John Wright,
Yancey, and
Zimmerman.

Those who voted in the negative, are

Messrs. Alexander,
Ayer,
Barton,
Bethea,
Bouknight,
Brownlee,
Chick,
Cook,
Dantzler,
Elias Earle,
Gideon Evans,
B. B. Foster,
R. W. Foster,
Harrington,
Haselden,
Henry,
Heyward,
Hunter,
Ingram,
Irby,
Jones,
Messrs. B. Y. Martin,
Metts,
Miller,
Moore,
Norris,
Oswald,
W. A. Owens,
Perry,
Pickens,
Pitts,
J. P. Reed,
Ruth,
Springs,
Sullivan,
Taylor,
Tomkins,
Townes,
Wallace,
Whitefield, and
Thomas J. Wright.

The fifth section of the Bill having been read, Mr. CALHOUN moved

to strike out the following words: "For the purchase of Books for the College Library, two thousand dollars, to be paid to the draft of the President of the College, countersigned by the Treasurer of the same." Which was decided in the negative.

YEAS 29—NAYS 74.

The yeas and nays were requested, and are as follows:

Those who voted in the affirmative are,

Messrs. Alexander,
Bouknight,
Calhoun,
Chick,
Cook,
Crosby,
Elias Earle,
B. B. Foster,
R. W. Foster,
Giles,
Hunter,
McKewn,
B. Y. Martin,
Miller,
Moore,
Messrs. Moorman,
Norris,
Pickens,
Pitts.
Pressly,
J. P. Reed,
E. P. Smith,
Henry Smith,
Springs,
Taylor,
Tomkins,
G. W. Williams,
John D. Williams, and
Thomas J. Wright.

Those who voted in the negative, are the

Hon. JOHN IZARD MIDDLETON, Speaker, and

Messrs. Adams,
Aiken,
Ayer,
Barton,
Boykin,
Brownlee,
Cantey,
Carew,
Cuningham,
Dantzler,
Deas,
W. G. DeSaussure,
W. D. DeSaussure,
Messrs. Dunkin,
DuPre,
E. H. Earle,
Easterling,
William Evans,
Fort,
Gillison,
Harleston,
Harrington,
Harvey,
Haselden,
Hay,
Henry,

Messrs. Heyward,
Hough,
Houston,
Ingram,
Irby,
Jerman,
Johnson,
Jones,
Law,
McAliley,
Macbeth,
McCaw,
McCully,
A. M. Martin,
Memminger,
Nelson Mitchell,
Nelson,
Oswald,
Jesse T. Owens,
W. A. Owens,
Parker,
Perry,
Poyas,
Preston,

Messrs. Pringle,
Raoul,
J. Harleston Read, Jr.
Reynolds,
Robertson,
Ruth,
Salters,
Seabrook,
Simons,
Joel Smith,
Summer,
A. W. Thomson,
Thomas Thompson,
Townes,
Wallace,
Whaley,
Whitefield,
G. McWitherspoon,
J. B. Witherspoon,
S. W. Witherspoon,
John Wright,
Yancey, and
Zimmerman.

The Bill having been read the second time, Mr. MEMMINGER, Chairman of the Committee of Ways and Means, gave notice that on the third reading thereof, he would ask leave to introduce sundry amendments.

The Bill was then ordered to be sent to the Senate.

A Bill to incorporate certain Societies and Companies, and to renew certain Charters, heretofore granted, was read the second time, and ordered to be sent to the Senate.

A Bill to incorporate the Greenville Rail Road Company, was read the second time, and the question being put, Shall the Bill be sent to the Senate? it passed in the affirmative.

YEAS 43—NAYS 34.

The Yeas and Nays were requested, and are as follows:

Those who voted in the affirmative, are

Messrs. Aiken,
Ayer,

Messrs. Barton,
Bethea,

Messrs. Bouknight,
Brownlee,
Calhoun,
Chick,
Cook,
Crosby,
Dantzler,
E. H. Earle,
Elias Earle,
Easterling,
William Evans,
Fort,
B. B. Foster,
R. W. Foster,
Giles,
Grissette,
Haselden,
Hough,
Jones,
Lake,
Messrs. McKewn,
Metts,
Miller,
Oswald,
Parker,
Perry,
J. Harleston Read, Jr.
Ruth,
E. P. Smith,
Henry Smith,
Springs,
A. W. Thomson,
Tomkins,
Townes,
Whaley,
G. W. Williams,
J. D. Williams,
Thomas J. Wright, and
Yancey.

Those who voted in the negative are, the

Hon. JOHN IZARD MIDDLETON, Speaker, and

Messrs. Adams,
Alexander,
Boykin,
Cuningham,
Deas,
W. G. DeSaussure,
W. D. DeSaussure,
Dunkin,
DuPre,
Harleston,
Heyward,
Hunter,
Jerman,
Keitt,
Macbeth,
McCully,
B. Y. Martin,
Messrs. Moorman,
Nelson,
Norris,
W. A. Owens,
Pickens,
Pitts,
Pressly,
Raoul,
J. P. Reed,
Joel Smith,
Summer,
Taylor,
Thomas Thompson,
G. McWitherspoon,
J. B. Witherspoon, and
John Wright.

The following Bills were read the second time, and ordered to be sent to the Senate.

A Bill to authorize the Admission of Colored Persons into the Lunatic Asylum, and for other purposes; and

A Bill to amend the Charter of the Spartanburgh and Union Rail Road Company.

At 50 minutes past 10 o'clock, P. M., Mr. JONES moved that the House shall be adjourned, which was decided in the negative.

YEAS 25—NAYS 54.

The Yeas and Nays were requested, and are as follows:

Those who voted in the affirmative, are

Messrs. Bouknight,
Crosby,
W. D. DeSaussure,
Easterling,
Hay,
Jerman,
Jones,
Keitt,
Lake,
Law,
B. Y. Martin,
Metts,
Moorman,
Nelson,
Perry,
Pressly,
J. Harleston Read, Jr.
J. P. Reed,
Joel Smith,
Springs,
Taylor,
Thomas Thompson,
Tomkins,
John D. Williams, and
Zimmerman.

Those who voted in the negative, are

The Hon. JOHN IZARD MIDDLETON, Speaker, and

Messrs. Alexander,
Ayer,
Barton,
Bethea,
Brownlee,
Calhoun,
Chick,
Cook,
Dantzler,
Deas,
W. G. DeSaussure,
Dunkin,
E. H. Earle,
Elias Earle,
William Evans,
Fort,
B. B. Foster,
R. W. Foster,
Giles,
Grissette,

Messrs. Harrington,
Haselden,
Hough,
Hunter,
McAliley,
Macbeth,
McCully,
McKewn,
A. M. Martin,
Miller,
Moore,
Norris,
Oswald,
W. A. Owens,
Parker,
Pickens,
Pitts,
Messrs. Raoul,
Ruth,
Simons,
E. P. Smith,
Henry Smith,
Summer,
A. W. Thomson,
Tillinghast,
Wallace,
Whaley,
G. W. Williams,
G. McWitherspoon,
J. B. Witherspoon,
John Wright,
Thos. J. Wright, and
Yancey.

A Bill to incorporate the Charleston and Georgia Rail Road Company, was called for a second seading, and was ordered *to lie on the table.*

Mr. SIMONS, from the Committee on Education, to whom had been referred a Communication from the Hon. ANGUS PATTERSON, President *pro tem.* of the Board of Trustees of the South Carolina College, in relation to demands against the Students of the South Carolina College, reported A Bill to prohibit the collection of demands against the Students of the South Carolina College; which was read the first time, and ordered to be read the second time on Monday next.

Mr. THOMAS J. WRIGHT, from the Committee on Public Buildings, made a Report,

On the Report of the Committee of Senate on Roads and Buildings, in relation to an appropriation for a new Court House for Newberry District; which was ordered for consideration on Monday next.

On motion of Mr. BROWNLEE, the House was adjourned at 11 minutes past 11 o'clock, P. M.

MONDAY, DECEMBER 18, 1848.

At the hour to which the House was adjourned, the Clerk called the Roll, when the Speaker took the Chair, and a quorum being present, the Journal of Saturday's proceedings was read.

On motion of Mr. ELLIOTT, a Message was ordered to be sent to the Senate proposing to that Body, to go into an Election for President and Directors of the Bank of the State of South Carolina, this day, at 12 o'clock, M.

Mr. ADAMS, from the Special Joint Committee on so much of the Governor's Message No. 3, as relates to Military affairs, made a Report, which was ordered for consideration to-morrow.

Mr. W. G. DeSAUSSURE, from the Committee on the Judiciary, made a Report on a pamphlet entitled, The Negro Law of South Carolina, collected and digested by the Hon. J. B. O'Neall, for the State Agricultural Society of South Carolina; which was ordered for consideration to-morrow, and to be printed.

Mr. McCAW, from the Committee on Claims, made a Report on the Account of Z. Murphy; which was ordered for consideration to-morrow.

Mr. PRINGLE, from the Committee on the Legislative Library, made a Report,

On Resolutions relating to the system of international exchanges proposed by Mr. A. Vattemare; which was ordered to be considered immediately, was agreed to, and ordered to be sent to the Senate for concurrence.

Mr. B. Y. MARTIN, from the Committee on Incorporations, made a Report,

On A Bill, from the Senate, to incorporate the Laurel Falls Manufacturing Company; which was ordered to be considered immediately. The Bill was read the second time, and ordered to be sent to the Senate.

Mr. AIKEN, from the Committee on Accounts, to whom was referred the Report of the Comptroller General with the Accounts against the Upper Division of the Treasury, made a Report; which was ordered to be considered this evening, at 7 o'clock, P. M.

Mr. SULLIVAN, from the Special Committee, to whom was referred the Memorial of Charles Edmondston, Ker Boyce and others, citizens of Charleston, praying an additional Standing Committee of the House, made a Report, which was ordered for consideration to-morrow, and to be printed, together with the Memorial.

Mr. SULLIVAN, from the Committee on the Judiciary, made a Report,

On so much of the Governor's Message No. 1, as relates to the republication of the 10th volume of the Statutes at Large; which was ordered for consideration to-morrow.

Mr. SULLIVAN, from the same Committee, made a Report, on the Petition of A. E. Miller, praying aid in the publication of a compilation for the use of Clerks, Sheriffs, and Commissioners; which was ordered to

be considered immediately, was agreed to, and ordered to be sent to the Senate for concurrence.

Mr. REYNOLDS, submitted the Report of the Minority of the Special Committee, on the Memorial of Citizens of Charleston, praying an additional Standing Committee of the House; which was ordered for consideration to-morrow, and ordered to be printed.

Mr. OSWALD, from the Committee on Privileges and Elections, made a Report, appointing Managers and establishing places of Elections; which was ordered for consideration to-morrow.

Mr. PERRY, from the Committee on Incorporations, to whom were referred

A Bill, from the Senate, to incorporate the Bradford Springs Female Institute Company; and

A Bill, from the Senate, to incorporate the Town of Winnsboro', made Reports; which were severally ordered for consideration to-morrow.

Mr. BOUKNIGHT, from the Committee on Claims, made a Report,

On the Petition of A. Palmer; which was ordered for consideration to-morrow.

The Senate returned to this House the following Acts, which were committed to the Committee on Engrossed Acts:

An Act to amend An Act, entitled "An Act more effectually to prevent free negroes, and other persons of color, from entering into this State, and for other purposes," passed 19th December, 1835; and

An Act, to amend An Act, entitled "An Act to grant the use of a vacant Lot, in the Town of Columbia, to the Palmetto Lodge, No. 5, of the Independent Order of Odd Fellows," passed 17th December, 1847.

Mr. SIMONS submitted the following Resolutions, which were severally ordered to be considered immediately, were agreed to, and ordered to be sent to the Senate for concurrence:

Resolved, That the Librarian be directed to present to the College Library, and to the Libraries of the two Societies in College, (each) one copy of the Rules of this House, one copy of the Bank Compilation, and one copy of the Arguments in the Bank cases on the question of Suspension.

Resolved, That the President and Faculty of the South Carolina College, be authorized to have the use of the Books of the Legislative Library, as well during the Session of the General Assembly as in vacation.

Mr. MEMMINGER submitted the following Preamble and Resolutions, which were made the Special Order of the day for to-morrow, at 12 o'clock M., and were ordered to be printed:

Whereas, the General Assembly has determined that it is inexpedient

to re-charter the Bank of the State, and whereas in carrying out that determination it is desirable that every precaution should be taken on the one hand, to preserve the public faith, and to secure the rights of the Foreign Creditor, and on the other, to relieve the debtors of the Bank, from apprehension of any sudden pressure.

Resolved, That a Joint Committee of both Branches of the General Assembly be appointed, who shall jointly devise and Report at the next Session such measures as they shall deem advisable for effecting the objects above mentioned, and that the said Committee be authorized to procure all such information as they may deem proper for their action in the premises.

Mr. TUPPER submitted the following Resolution, which was ordered to be considered immediately, and was agreed to:

Resolved, That it be referred to a Special Committee of three, to enquire into the propriety of removing from the Secretary of State's Office, certain Wills and other papers, relating to the Administration of Estates, which were filed in the said Office between the years 1784 and 1806, and of having the same deposited in the Ordinary's Office, and that the said Committee Report by Bill or otherwise, to the next Session of the General Assembly.

The SPEAKER appointed the following gentlemen of the Committee: Messrs. TUPPER, SIMONS and NELSON MITCHELL.

Mr. B. Y. MARTIN submitted the following Preamble and Resolution; which were ordered to be considered immediately, and were agreed to:

Whereas, The property belonging to the Nesbit Manufacturing Company was sold in September, 1845, under proceedings instituted by the Bank against said Company, which property, amounting to $124,890, was bought in by the Bank:

And Whereas, the President of the Bank, in November, 1846, reported that "a portion of the old Stockholders had proposed to take the property at a price which will cover the debts due the Bank, and to give therefor, in addition to the mortgage of the property itself, such other security as may be deemed sufficient, which propositions were accepted and agreed to, and that the details were being perfected," which will be fully concluded before the next Committee of Investigation will examine the Bank.

And whereas, no further report of said transaction has been made to this Legislature;

Be it therefore Resolved, That the President of the Bank do inform and Report to this House, whether said sale has been perfected, and the Deeds and other necessary papers executed to the purchasers—what is the amount of the debt, and what securities the purchasers have given, and

what amount, if any, of principal and interest has been paid by said purchasers, and upon what credit and terms said sale was made.

The Report of the Committee on Federal Relations, on so much of the Governor's Message and accompanying documents as relates to Michigan and Pacific Rail Road, was called for consideration, and was ordered *to lie on the table.*

On motion of Mr. AIKIN, the vote was re-considered ordering the Report of the Committee on Incorporations on A Bill from the Senate, to incorporate the town of Winnsboro', to be considered to-morrow, and the said Report was ordered to be considered immediately, and the Bill was read the second time, and ordered to be returned to the Senate.

The following Message was received from the Senate.

IN THE SENATE, December 18, 1848.

Mr. Speaker and Gentlemen:

Senate has appointed Messrs. Gist, Cannon and Witherspoon, a special Committee to make arrangements to attend the funeral service of the Hon. James A Black, at half past 3 o'clock to-morrow, and ask your House to appoint a similar Committee to meet the Committee of the Senate on this subject.

By order of the Senate.

ANGUS PATTERSON, President.

In which the House concurred, and returned an answer informing the Senate, that Messrs. Henry, A. W. Thomson and Giles were appointed a Committee on the part of this House.

The vote was re-considered ordering the Report of the Committee on Incorporations on A Bill from the Senate, to incorporate the Bradford Springs Female Institute Company, to be considered to-morrow; and the said Report was ordered to be considered immediately, and the Bill was read the second time, and ordered to be returned to the Senate.

On motion of Mr. ADAMS, leave of absence was granted to Mr. J. P. Reed for the remainder of the session.

The Senate sent to this House, for concurrence, the Report of the Special Committee on the Report of the Clerk of the Senate in relation to the Records; which was referred to the Special Committee, to whom was referred the Report of the Clerk of the House, on Records in his office.

A Bill from the Senate, to provide for a special election of Tax Collector of Laurens district, was read the third time, and passed.

Resolved, That the title thereof be changed; that it be called "An Act." Ordered that it be returned to the Senate.

The Senate returned to this House the following Bills, which were

read the third time and passed. *Resolved*, that the titles thereof be changed, that they be called "Acts," and sent to the Senate.

A Bill to amend an Act, entitled "An Act to provide for the education of the Deaf, Dumb and Blind children of this State."

A Bill to incorporate the Keowee Turnpike Company.

A Bill to raise supplies for the year commencing in October, one thousand eight hundred and forty eight;

A Bill to provide for funding the debt of the South Carolina Rail Road Company to the State;

A Bill to increase the powers of the Town Council of the Town of Columbia;

A Bill to declare Polk Swamp, in St. George's Parish, a navigable stream;

A Bill to establish the allowance of days of grace upon Bills of Exchange at sight;

A Bill to alter the sittings of the Courts of Equity in the third Circuit, and to establish a Court of Equity in Marlboro' district;

A Bill to authorize the United States to purchase a sufficient quantity of land for the erection of a Custom House, and for other purposes; and

A Bill to vest the right and title of the State in and to the estate of Elizabeth H. Kerr, deceased, in Hamilton H. Boland;

A Bill from the Senate, to incorporate the King's Mountain Rail Road Company, was read the second time and ordered to be returned;

A Bill from the Senate, to abolish the office of Superintendent of Public Works, and for other purposes, was called for a second reading.

Mr. HAY moved to postpone the further consideration of said Bill till the first Monday in January next; which was decided in the negative.

YEAS 25—NAYS 85.

The Yeas and Nays were requested, and are as follows:

Those who voted in the affirmative are, the

Hon. JOHN IZARD MIDDLETON, Speaker, and

Messrs. Adams,
Aiken,
W. D. DeSaussure,
DuPre,
Elliott,
William Evans,
Gillison,

Messrs. Haselden,
Hay,
Heyward,
Jerman,
B. Y. Martin,
Nelson Mitchell,
Oswald,

Messrs. Perry,
Poyas,
Reynolds,
Robertson,
Simons,
Messrs. Joel Smith,
Thomas Thompson,
Tillinghast,
Tupper, and
Whitefield.

Those who voted in the negative, are

Messrs. Alexander,
Alston,
Ashmore,
Ayer,
Barton,
Bethea,
Bouknight,
Boykin,
Brownlee,
Calhoun,
Cantey,
Carew,
Chick,
Cook,
Crosby,
Cuningham,
Dantzler,
Deas,
W. G. DeSaussure,
Dunkin,
Edward H. Earle,
Elias Earle,
Easterling,
Gideon Evans,
Fort,
B. B. Foster,
R. W. Foster,
Geiger,
Giles,
Grissette,
Harleston,
Harrington,
Harvey,
Henry,
Hough,
Messrs. Houston,
Hunter,
Ingram,
Irby,
Johnson,
Jones,
Lanneau,
Law,
McAliley,
Macbeth,
McCaw,
McCully,
McKewn,
A. M. Martin,
Memminger,
Metts,
Miller,
Moore,
Moorman,
Nelson,
Norris,
Parker,
Pickens,
Pitts,
Pressly,
Preston,
Raoul,
J. Harleston Read, Jr.
J. P. Reed,
Ruth,
Salters,
E. P. Smith,
Henry Smith,
Springs,
Sullivan,

Messrs. Summer,
Taylor,
A. W. Thomson,
Tomkins,
Townes,
Wallace,
G. W. Williams,
John D. Williams,
Messrs. G. McWitherspoon.
J. B. Witherspoon,
S. W. Witherspoon,
John Wright,
Thomas J. Wright,
Yancey, and
Zimmerman.

The Bill was then read the second time, and ordered to be returned to the Senate.

Mr. CAREW submitted the following Resolution, which was ordered to be considered to-morrow, and was ordered to be printed.

Resolved, That the State, as an experiment, will leave the management of the South Carolina Rail Road to the private Stockholders, and that she will dispense with the appointment of Proxies to represent her portion of Stock in said Road for the ensuing year.

Mr. SIMONS, from the Special Committee, to whom was referred so much of the Governor's Message, No. 3, as relates to the building of a Monument to the memory of the Officers and Soldiers of the Palmetto Regiment who fell in the war with Mexico, made a Report, which was ordered to be considered immediately, was agreed to, and ordered to be sent to the Senate for concurrence.

Mr. W. D. DeSAUSSURE, from the Special Committee appointed to nominate suitable persons to take the Census of the free white inhabitants of this State, made a Report, which was ordered for consideration to-morrow.

Mr. McALILEY submitted the following Resolution, which was ordered to be considered immediately, was agreed to, and ordered to be sent to the Senate for concurrence:

Resolved, That the Treasurer of the South Carolina College be required to lay upon the tables of the Members of the General Assembly, during the first week of each Session of the Legislature, a printed statement of all monies received and expended by him as such Treasurer.

Mr. MACBETH, from the Special Committee, to whom was referred so much of the Governor's Message, No. 3, as relates to the establishment of a residence and office for the Governor in Columbia, made a Report, which was ordered for consideration to-morrow.

Mr. J. HARLESTON READ, Jr., from the Committee on Agriculture, to whom was referred a volume entitled "Tuomey's Geology of South Carolina," made a Report, which was ordered for consideration to-morrow.

On motion of Mr. PRESTON, the Report of the Committee on the Lunatic Asylum on sundry Resolutions and the Reports of the Regents and Physicians of the Asylum, was taken *up*, read and agreed to, and ordered to be sent to the Senate for concurrence.

The following Message was received from the Senate:

IN THE SENATE, December 18, 1848.

Mr. Speaker and Gentlemen:

Senate proposes to your House, to go forthwith into a ballot for President and Directors of the Bank of the State of South Carolina.

By order of the Senate.

ANGUS PATTERSON, President.

In which the House concurred, and an answer was returned.

Mr. KEITT obtained leave to withdraw the Petition of certain citizens of Orangeburgh District, praying to be attached to the Election District of Saxe Gotha;

Also, the Petition of sundry citizens of Orangeburgh District, praying that two Magistrates may be allowed to each Beat Company.

Mr. TOWNES submitted the following Resolutions, which were severally ordered for consideration to-morrow.

Resolved, That, the Senate concurring, a Joint Committee of each House, be appointed to nominate suitable persons, as Commissioners, to represent the Stock of the State in the South Carolina Rail Road.

Resolved, That the Treasurer of the College be, and he is hereby directed to pay into the general Treasury of the State the surplus tuition fund, and that the same be paid semi-annually.

The Senate sent to this House, the Report of the Committee on Claims and Grievances, on the Petitions and Accounts of sundry Witnesses and Special Constables, in the case of the contested election for St. Luke's, praying compensation for services and attendance; which was ordered to be considered immediately, was concurred in, and ordered to be returned to the Senate.

The Senate also sent to this House, the Report of the Committee on Claims and Grievances, upon the Petitions and Accounts of sundry Witnesses and Special Constables in the matter of the contested election for St. James, Goose Creek; which was referred to the Committee on Claims.

The Senate then attended and joined the House in a first ballot for President and Directors of the Bank of the State of South Carolina.

A Bill, from the Senate, to extend the recruiting limits of the Fairfield Rifle Guards, was read the second time, and on motion of Mr. WRIGHT, was ordered to *lie on the table*.

On motion of Mr. MEMMINGER, the following Bills were ordered to lie on the table:

A Bill to fix and determine the circumstances under which Notes, Drafts, and Bills of Exchange, and other Promissory obligations, shall be entitled to days of grace;

A Bill to incorporate "Exchange and Magwood's Wharves;"

A Bill to alter and amend the first section of the third Article of the Constitution;

A Bill to amend An Act, (passed, December 21, 1839,) entitled "An Act, to prohibit the digging of Cellars in future, within the limits of Towns on the seaboard";

A Bill to amend An Act, entitled "An Act to prevent the citizens of New York, from carrying Slaves or persons held to service out of this State, and to prevent the escape of persons charged with the commission of any crime";

A Bill to incorporate the New Charleston Water Company;

A Bill to amend the law in relation to Assignments and Preferences of Creditors;

A Bill to vest in Susannah Connelly, all the right, title and interest of the State, in and to certain escheated property;

A Bill to vest all the right, title and interest of the State, in and to certain escheated property in David Lyle;

A Bill to repeal all Acts and parts of Acts in relation to Usury;

A Bill to increase the compensation of Grand and Petit Jurors;

A Bill to provide a Remedy in cases of fraudulent purchases for cash;

A Bill to give the election of Electors of President and Vice President of the United States to the People;

A Bill to provide for the election of Electors of President and Vice President of the United States, by the people of South Carolina.

A Bill to repeal the fourth Section of An Act, amending the Law to regulate the performance of Patrol duty on Charleston Neck, passed in 1837, and for other purposes;

A Bill to amend An Act entitled "An Act to increase the powers of the Commissioners of Cross Roads for Charleston Neck";

A Bill for the Inspection of Flour in the City of Charleston;

A Bill to establish a uniform day throughout the State for the election of Clerk, Sheriff, Ordinary, and Tax Collector;

A Bill to alter and amend the Laws in relation to the duties of Grand Jurors;

A Bill to secure to Defendants in the Sessions like process with the State in all cases to procure the attendance of witnesses;

A Bill to authorize the formation of the Georgia and Silver Bluff Rail Road Company;

A Bill to exempt the surviving Officers, non-commissioned Officers and Privates of the Palmetto Regiment from ordinary militia duty;

A Bill for regulating the Toll to be taken at the several grist mills throughout this State;

A Bill to prevent the Marital Rights of the Husband from attaching to the Estates of married women;

A Bill to amend An Act, entitled "An Act to prevent the obstruction to the passage of Fish up Lynch's Creek";

A Bill to abolish the Office of Superintendent of Public Works, and for other purposes;

A Bill to authorize the Governor to establish the true meridians of Charleston, Columbia, and all the County seats of this State, and for other purposes;

A Bill to require the Sheriffs of the several Districts of this State, to make annual Reports of certain Prisoners in their custody;

A Bill to provide compensation for *post mortem* examinations;

A Bill to amend the Law in relation to Judgments by Confession;

A Bill to alter and amend the Law in relation to slaves hiring their own time;

A Bill to incorporate the Gap Creek Turnpike Company;

A Bill to amend the twentieth Section of An Act, entitled "An Act to establish certain Roads, Bridges, and Ferries," ratified on the eighteenth day of December, in the year of our Lord one thousand eight hundred and forty-six;

A Bill to re-charter the Charleston Bridge Company;

A Bill to connect by Rail Road, the South Carolina Rail Road with the waters of Charleston Harbor;

A Bill to abolish the distinctions which by Law now exists between debts by specialty, and simple contract debts in the administration of Testators' and Intestates' Estates, and for other puposes;

A Bill to attach a portion of Spartanburgh Judicial District to Laurens Judicial District;

A Bill, from the Senate, to prohibit the collection of demands against Students of the South Carolina College;

A Bill, from the Senate, to increase the penalty for obstructing the passage of Fish up Lynch's Creek;

A Bill, from the Senate, to vest all the right, title and interest of the State in and to a certain tract of land granted to Haley Connelly, otherwise called Harley Connelly, in Susannah Connelly;

A Bill, from the Senate, to vest the right, title and interest of the State, in and to all the personal estate of David McCreight, lately deceased, in Mary McCreight; and

A Bill to guard against conflagrations, by requiring Steamers other than such as may use coal or coke for fuel, to be provided with spark catchers or other contrivance, to prevent the issue of sparks and flakes of fire from the chimneys thereof.

The following Resolution submitted by Mr. RICHARDSON, was called for consideration:

Resolved, That a Committee of Three for the Bank of the State of South Carolina, and Three for each of the Branches, be appointed by the House, to examine into the affairs of that Institution during the Recess of the Legislature, and Report thereon at the next Session; and that a Message be sent to the Senate asking the appointment of a similar Committee to Act jointly with the Committee from the House on this subject.

Mr. HENRY moved to amend the Resolution by adding the following words:

Which Committees shall consist entirely of Anti-Bank men, who shall have authority to send for persons and papers, and take testimony on oath.

Mr. BARTON moved to lay the amendment *on the table*, which passed in the affirmative.

YEAS 64—NAYS 42.

The Yeas and Nays were requested, and are as follows:

Those who voted in the affirmative, are the

Hon. JOHN IZARD MIDDLETON, Speaker, and

Messrs. Adams,
Alston,
Ayer,
Barton,
Bouknight,
Boykin,
Brownlee,
Carew,
Chick,
Cuningham,
Dantzler,
Deas,
W. G. DeSaussure,
W. D. DeSaussure,
Dunkin,
Easterling,

Messrs. Elliott,
Gideon Evans,
Fort,
Geiger,
Gillison,
Grissette,
Harleston,
Harrington,
Harvey,
Hay,
Houston,
Huger,
Jerman,
Johnson,
Law,
Macbeth,

Messrs. McCully,
McKewn,
Memminger,
Metts,
Nelson Mitchell,
Norris,
Oswald,
Jesse T. Owens,
Parker,
Perry,
Poyas,
Pressly,
Preston,
Pringle,
Raoul,
J. Harleston Read, Jr.
Messrs. Ruth,
Salters,
Simons,
Joel Smith,
Springs,
Summer,
A. W. Thomson,
Thomas Thompson,
Tompkins,
Tupper,
Wallace,
Whaley,
G. McWitherspoon,
Thomas J. Wright, and
Zimmerman.

Those who voted in the negative, are

Messrs. Aiken,
Ashmore,
Bethea,
Calhoun,
Cantey,
Cook,
Crosby,
DuPre,
Edward H. Earle,
Elias Earle,
William Evans,
B. B. Foster,
R. W. Foster,
Giles,
Haselden,
Henry,
Heyward,
Hough,
Ingram,
Irby,
McAliley,
Messrs. McCaw,
B. Y. Martin,
Miller,
Moore,
Moorman,
Nelson,
W. A. Owens,
Pitts,
Reynolds,
Robertson,
E. P. Smith,
Henry Smith,
Sullivan,
Taylor,
Whitefield,
G. W. Williams,
John D. Williams,
J. B. Witherspoon,
S. W. Witherspoon,
John Wright, and
Yancey.

Mr. HENRY moved to amend the Resolution by adding thereto the following:

Which said Committee shall have power to send for persons and papers, and take testimony on oath.

Mr. ADAMS moved to amend the amendment by adding the following:

And that such Committee shall receive, as a compensation for their services while engaged in such investigation, three dollars per diem and ten cents a mile in payment of their travelling expenses.

The amendments were agreed to, and the Resolution thus amended was agreed to.

On motion of Mr. CALHOUN, business was suspended at 40 minutes past 3 o'clock, P. M., till half past 6 o'clock, P. M.

(RECESS.)

When the Speaker resumed the Chair.

The following unfavorable Reports were considered and agreed to:

Reports of the Committee on Internal Improvements,

On the Petition of sundry citizens for a Charter to construct a Rail Road from Charleston to Silver Bluff; and

On the Memorial of James Gadsden, for the Charter of a Rail Road from the South Carolina Rail Road to the Savannah River; and

The Report of the Committee on Roads, Bridges and Ferries,

On the Petition of citizens of York, praying for a Road from Hambrights.

The House agreed to a Resolution requesting the Committee on Roads, Bridges and Ferries, to enquire into the expediency of amending the Law to avoid the payment of ten per cent. on monies raised and expended by the Commissioners of Roads.

The Report of the Committee on Accounts on the Contingent Accounts against the Upper Division of the Treasury, was considered and agreed to, and was ordered to be sent to the Senate for concurrence.

Mr. AIKEN submitted the following Resolution, which was ordered to be considered immediately, was agreed to, and ordered to be sent to the Senate for concurrence:

Resolved, That the Treasurer of the Upper Division be authorized and required to suspend the payment of so much of the amount allowed to Sterling W. Rives, Jailor of Richland District, in the Report of the Committee on Accounts for the Upper Division, as may be necessary to defray the debts contracted by him in his official character, and yet unpaid by him, according to an Exhibit which may be filed in the Treasury Department by the Sheriff of Richland District, not exceeding the sum of three hundred dollars.

Mr. BOYKIN submitted the following Resolution, which was agreed to:

Resolved, That James Tiller, Benjamin McCoy and Dr. B. S. Lucas, be appointed Commissioners to assess the damages which have accrued to William Hall, by reason of a public Road having been made through his land, and Report the same to this House at its next Session.

The following unfavorable Reports were considered and agreed to:

Reports of the Committee on Roads, Bridges and Ferries:

On the Petition of Charles Jugnot and O. B. Hillard, and

On the Petition of sundry citizens of Spartanburg, against the Rolling Mill Road.

Reports of the Committee on Education:

On the Presentment of the Grand Jury of Newberry District, respecting the Free School system,

On the Presentment of the Grand Jury of Barnwell District, in relation to the Free School system, and

On the Presentment of the Grand Jury of Fairfield District, on the same subject.

Reports of the Committee on Public Buildings,

On the Petition of F. M. Norris and Samuel M. Wilks, praying for leave to erect Fire Proof Offices on the Jail lot in Anderson, and

On the Petition of the Commissioners of Public Buildings for Richland District, praying for an appropriation to erect a room for the Library of the Court of Appeals.

Reports of the Committee on the Judiciary,

On the Petition of Citizens of Abbeville, praying an alteration of the Law in relation to the duties of Grand Jurors; and

On a Resolution to give to Ordinaries the power to enforce their decrees, and to collect their costs; and

The Report of the Committee on Internal Improvements,

On a Resolution of the Commissioners of Roads, of St. James, Goose Creek, in relation to the State Road.

The following Reports were ordered *to lie on the table:*

Report of the Committee on Roads, Bridges and Ferries,

On the Petition of William Hall;

Report of the Committee on the Military,

On the Petition of William Glaze;

Report of the Committee on Education,

On the Petition of the Chaplain and Students of the South Carolina College, praying certain alterations and improvements in the College Chapel, and

Reports of the Committee on Public Buildings,

On the Petition of the Commissioners of Public Buildings for Marion District, praying for an additional appropriation for a new Jail, and

On the Presentment of the Grand Jury of Newberry District, and the Petition of J. Y. Harrington, and the Memorial of the Commissioners of Public Buildings respecting the Court House.

On motion of Mr. J. B. WITHERSPOON, leave of absence was granted to Mr. ASHMORE, on account of indisposition, for the remainder of the Session.

Mr. JONES, from the Committee appointed to count the votes cast for President and Directors of the Bank of the State of South Carolina, on the first ballot, reported that for President, F. H. Elmore received 123 votes, F. H. Wardlaw received 30 votes, and that there were 6 blank votes: that for Directors, S. L. Glover received 134 votes, P. M. Cohen 126, E. Carson 116, Thomas Lehre 115, R. Fishburne 114, R. G. Stone 106, Geo. Robertson 102, F. R. Shackelford 100, William M. Lawton 98, R. Caldwell 95, G. S. Cameron 94, and W. C. Dukes and J. H. Steinmyer received each 93 votes, and that 80 votes is a majority.

Whereupon the SPEAKER announced that F. H. Elmore is elected President, and S. L. Glover, P. M. Cohen, E. Carson, Thos. Lehre, R. Fishburne, R. G. Stone, George Robertson, F. R. Shackelford, William M. Lawton, R. Caldwell and G. S. Cameron, are elected Directors of the Bank of the State of South Carolina.

On motion of Mr. ADAMS, the vote was reconsidered agreeing to the Resolution to appoint Committees to investigate the Bank of the State and its Branches, and Mr. ADAMS submitted the following Resolution, which was considered and agreed to:

Resolved, That a Committee of Investigation be appointed for the Principal Bank of the State of South Carolina, in Charleston, and a Committee for each of the Branches of said Bank, in accordance with the provisions of the Act to amend the Charter of the Bank of the State, passed on the 18th of December, 1824; and that the Committees shall have power to send for persons and papers, and to take testimony on oath; and that the Members of said Committees shall receive for their services, whilst engaged in such investigations, three dollars *per diem* each, and ten cents per mile in payment of their travelling expenses.

A Bill, from the Senate, to confirm a grant to James M. Harris, which by mistake was issued to James W. Harris, was read the second time, and ordered to be returned to the Senate.

On motion of Mr. McKEWN, a message was ordered to be sent to the Senate, proposing to go forthwith into a second ballot for one Bank Director.

Mr. DuPRE obtained leave to withdraw the Petition of Charles Jugnot and O. B. Hillard.

The Report of the Commitee on Public Buildings,

On the Report of the Committee on Roads and Buildings of the Senate, on the Memorial of the Commissioners of Public Buildings, for Newberry District; and the Presentment of the Grand Jury, praying for an appropriation to build a new Court House, recommending that the House do not agree to the Senate Reports, was ordered to *lie on the table*, and the House concurred in the Report of the Senate, and ordered it to be returned.

The Senate sent to this House for concurrence:

The Report of the Committee on the Judiciary, on so much of the Governor's Message, as relates to the compilation of the Law of Magistrates and Constables. The House by unanimous consent, having dispensed with the reference of the Report, the same was read, concurred in, and ordered to be returned to the Senate.

The following Reports were considered and agreed to, and ordered to be sent to the Senate for concurrence:

Reports of the Committee on Public Buildings;

On the Presentment of the Grand Jury of Edgefield, recommending an appropriation for a new Jail;

On the Petition of sundry citizens of Columbia, praying permission to erect a fire proof building on the Court House lot, for a Post Office.

Report of the Medical Committee,

On the Account of Dr. Daniel Flud.

Report of the Committee on Internal Improvements,

On the Memorial of the Intendant and Wardens of the Town of Hamburg, praying an appropriation to improve the navigation of Savannah river, in part.

Report of the Committee of Ways and Means,

On the Petition and Account of the Commissioners of the Poor for Georgetown District; and

The Report of the Committee on Public Buildings,

On the Presentment of the Grand Jury of Marlboro' District, recommending an appropriation for a new Court House.

The House concurred in, and returned to the Senate,

The Report of the Committee on the Military and Pensions,

On the Petition of William Glaze.

The following unfavorable Reports were considered and agreed to:

Report of the Committee on Education,

On the Schedule accompanying the Return of the Commissioners of Free Schools, for the Parish of St. John's Berkley; and

Report of the Committee on Vacant Offices,

On the Petitions of citizens of Abbeville, Edgefield and Barnwell Districts, praying for additional Magistrates.

The Report of the Committee on Vacant Offices,

On the Petitions of sundry citizens of Barnwell, Kingston Parish and Conwayboro', praying that certain persons may be appointed Magistrates, was ordered to *lie on the table.*

The following Resolutions were ordered to *lie on the table:*

A Resolution as to the expediency of a general revisal of the Statute Law of this State, and the adoption of a system of codification; and

A Resolution to adjourn the present Session of the General Assembly on the 13th inst.

The following Message was received from the Senate:

IN THE SENATE, December 18, 1848.

Mr. Speaker and Gentlemen:

Senate proposes to your House to go forthwith into a ballot for a twelfth Director of the Bank of the State of South Carolina.

By order of the Senate.

ANGUS PATTERSON, President.

The House considered and agreed to the Report of the Committee on Accounts on the petition of J. D. Allen, administrator of O. D. Allen, and ordered it to be sent to the Senate for concurrence.

The Senate then attended and joined the House in a ballot for a twelfth Director of the Bank of the State of South Carolina.

The Senate sent to this House for concurrence,

Reports of the Committee on the Judiciary, on the Petition of A. E. Miller; and

On so much of the Governor's Message as relates to the Digest of the Negro Laws of South Carolina; which were severally referred to the Committee on the Judiciary.

Reports of the Committee on the College, Education, and Religion, on the Presentment of the Grand Jury of Pickens, on the distribution of the Free School Fund;

On the Report of the Vestry of St. James, Goose Creek, on the Ludlam School Fund; and

On the Returns of the several Boards of Commissioners of Free Schools; which were severally referred to the Committee on Education.

The Report of the Committee on the Lunatic Asylum, and Medical Accounts on the Account of Dr. Boylston; which was referred to the Medical Committee.

The Report of the Special Joint Committee of the Senate and House on so much of the Governor's Message, No. 3, as relates to Military affairs; was referred to the Committee on the Military; and

The Report of the Committee on Roads and Buildings,

On the Petition of the Commissioners of Public Buildings for Marlboro' District, for an appropriation to build a new Jail; was referred to the Committee on Public Buildings.

Mr. LAW, from the Committee appointed to count the votes given for a Bank Director, on the second ballot, reported that William C. Dukes received 121 votes, and that 71 is a majority; whereupon the SPEAKER announced that William C. Dukes is elected a Director in the Bank of the State of South Carolina.

On motion of Mr. HENRY, the House was adjourned at 31 minutes past 9 o'clock, P. M.

TUESDAY, DECEMBER 19, 1848.

At the hour to which the House was adjourned, the Clerk called the Roll, when the Speaker took the Chair, and a quorum being present, the Journal of yesterday's proceedings was read.

The Speaker laid before the House the Report of the Solicitor of the Eastern Circuit; which was referred to the Committee on District Offices and Officers.

The Speaker announced the appointment of the following Committees of Investigation for the Principal Bank and its Branches:

For the Principal Bank at Charleston, Messrs. F. D. Richardson, B. J. Johnson and Charles Macbeth.

For the Branch Bank at Columbia, Messrs. John S. Preston, E. P. Smith and W. A. Owens.

For the Branch Bank at Camden, Messrs. G. W. Williams, J. B. Witherspoon and James Cantey.

Leave of absence was granted to Messrs. Salters and Ruth for the remainder of the Session.

Mr. THOMAS J. WRIGHT, from the Committee on Public Buildings, made a Report,

On the Report of the Committee on Roads and Buildings, of the Senate, on the Petition of the Commissioners of Public Buildings, for Marion District, praying an additional appropriation to build a new Jail; which was ordered for consideration to-morrow.

Mr. ZIMMERMAN, from the Medical Committee, made a Report,

On the Report of the Committee on the Lunatic Asylum, and Medical Accounts of the Senate on the Account of Dr. Boylston; which was ordered for consideration to-morrow.

Mr. SULLIVAN, from the Committee on the Judiciary, made Reports,

On the 1st volume of Strobhart's Equity, and also the 2nd volume of Strobhart's Law Reports;

On the Report of the Senate's Committee on the Petition of A. E. Miller; and

On the Report of the Senate's Committee on so much of the Governor's Message, as relates to the Digest of the Negro Laws of South Carolina; which were severally ordered for consideration to-morrow.

Mr. BOYKIN, from the Committee on Vacant Offices, made a Report, appointing Coroners, Magistrates, Commissioners of Free Schools, and other District Officers, which was ordered for consideration to-morrow.

Mr. ADAMS, from the Special Joint Committee of this House, to whom was referred, the Report of the Special Joint Committee of the Senate, on so much of the Governor's Message, No. 3, as relates to Military affairs, made a Report, which was ordered to be considered immediately, and the Report of the Special Joint Committee of Senate was concurred in, and ordered to be returned.

Mr. MEMMINGER, from the Committee of Ways and Means, made Reports,

On the Report of the Committee on Finance and Banks of the Senate, on the Report of the City Council of Charleston upon the Transient Poor Fund;

On the Report of the same Committee of Senate, on the Petition of A. M. Lowry, late Sheriff of Chesterfield;

On the Report of the same Committee of Senate, on the Petition of Hannah Thompson, praying a new Certificate of Stock;

On the Report of the same Committee of Senate, on the Petition of John Ballard;

On the Report of the same Committee of Senate, on the Petition of John L. Hart.

On the Report of the same Committee of Senate, on the Petition of the Commissioners of the Poor for Georgetown;

On so much of the Governor's Message, No. 3, in relation to the Catawba Indians, and also on the Petition of certain Catawba Indians; and

On the Petition of Solomon Groves; which were severally ordered for consideration to-morrow.

Mr. MEMMINGER, from the Special Committee of this House, made a Report,

On the Report of the Special Committee of the Senate, as to the papers in the Office of the Clerk of the Senate; which was ordered for consideration to-morrow.

Mr. BOUKNIGHT, from the Committee on Claims, made a Report,

On the Petition of William A. Wigg, Magistrate; which was ordered for consideration to-morrow.

Mr BOUKNIGHT, from the same Committee, made a Report,

On the Report of the Committee on Claims and Grievances of the Senate, upon the Petitions and Accounts of sundry Witnesses and Special Constables in the matter of the contested Election for St. James' Goose Creek; which was ordered to be considered immediately; and the Report of the Committee on Claims and Grievances was concurred in, and ordered to be returned to the Senate.

On motion of Mr. HENRY, leave of absence was granted to Mr. A. M. MARTIN, and

On motion of Mr. THOMAS THOMPSON, leave of absence was granted to Mr. JOEL SMITH for the remainder of the Session.

The Senate returned to this House with their concurrence, The Report of the Committee on Accounts, on the Contingent Accounts against the upper Division of the Treasury.

The Senate returned to this House the following Bills, which were read the third time and passed. *Resolved*, That the title thereof be changed; that they be called "Acts." Ordered, That they be sent to the Senate:

A Bill to incorporate certain Societies and Companies, and to renew certain Charters heretofore granted;

A Bill to authorize the admission of persons of color into the Lunatic Asylum, and for other purposes;

A Bill, directing a Census to be taken of the free white inhabitants of this State; and

A Bill to amend the Charter of the Spartanburg and Union Rail Road Company.

The Senate also returned to this House A Bill to incorporate the Greenville Rail Road Company; which was read the third time. And the question being put, Shall the Bill pass? it passed in the affirmative.

YEAS 60—NAYS 26.

The yeas and nays were requested, and are as follows:

Those who voted in the affirmative, are

Messrs. Aiken,
Ayer,
Barton,
Bethea,
Bouknight,
Calhoun,
Carew,
Chick,
Messrs. Cook,
Crosby,
Dantzler,
DuPre,
E. H. Earle,
Elias Earle,
Easterling,
Gideon Evans,

Messrs. Fort,
B. B. Foster,
R. W. Foster,
Geiger,
Giles,
Grissette,
Haselden,
Hay,
Henry,
Heyward,
Hough,,
Ingram,
Irby,
Jerman,
Johnson,
Keitt,
McCaw,
McKewn,
Memminger,
Metts,
Moore,
Oswald,
Messrs. Jesse T. Owens,
W. A. Owens,
Parker,
Perry,
Pringle,
Raoul,
J. Harleston Read, Jr.
Ruth,
Simons,
E. P. Smith,
Henry Smith,
Springs,
Sullivan,
Tillinghast,
Tomkins,
Townes,
Tupper,
Whaley,
G. W. Williams,
J. D. Williams,
J. B. Witherspoon, and
Yancey.

Those who voted in the negative, are the

Hon. JOHN IZARD MIDDLETON, Speaker, and

Messrs. Cuningham,
W. G. DeSaussure,
W. D. DeSaussure,
Elliott,
Harleston,
Harvey,
Huger,
Hunter,
Macbeth,
B. Y. Martin,
Moorman,
Nelson,
Pickens,
Messrs. Pitts,
Pressly,
Preston,
Joel Smith,
Summer,
Taylor,
Thomas Thompson,
Wallace,
Whitefield,
G. McWitherspoon,
John Wright, and
Zimmerman.

The Bill was then passed: the title thereof was changed, and it was called "An Act," and ordered to be sent to the Senate.

The following Bill was read the third time:

A Bill to amend An Act, entitled "An Act to incorporate the Laurens Rail Road Company.

Resolved, That it do pass, that the title thereof be changed, that it be called "An Act." Ordered that it be sent to the Senate.

The Senate returned to this House, A Bill to amend the Charter of the Charlotte and South Carolina Rail Road Company; the title of which was amended by the Senate to read as follows:

A Bill to procure conformity in the Charters granted to the Charlotte and South Carolina Rail Road Company by the States of North Carolina and South Carolina. The Bill thus amended was read the third time and passed. *Resolved*, That the title thereof be changed, that it be called "An Act," and ordered to be sent to the Senate.

On motion of Mr. MEMMINGER, the Preamble and Resolution submitted by him yesterday, in relation to the Bank of the State, and which had been made the Special Order of the Day for this day, at 12 o'clock, were called for consideration, and on his motion, the same were made the Special Order of the day for to-morrow, at 12 o'clock, M.

Mr. HENRY, from the Special Joint Committee appointed to make arrangements for the funeral of the late Hon. James A. Black, reported that a procession will be formed this day, at a quarter past 3 o'clock, P. M., in front of the Capitol, and proceed to the Presbyterian Church, where the Funeral ceremonies will be performed.

The Senate returned to this House A Bill to make appropriations for the year commencing in October, one thousand eight hundred and forty-eight; which was read the third time, and passed.

Resolved, That the title thereof be changed, that it be called "An Act," and ordered to be sent to the Senate.

On motion of Mr. HENRY, leave of absence was granted to Messrs. S. W. Witherspoon and J. J. Ingram, for the remainder of the session.

The Senate returned to this House A Bill to establish certain Roads, Bridges and Ferries, which was read the third time and passed.

Resolved, That the title thereof be changed, that it be called "An Act," and ordered to be sent to the Senate.

The Senate sent to this House A Bill to incorporate the Bradford Springs Female Institute Company; which had been read three times in the Senate: on motion of Mr. B. Y. MARTIN, the Bill was ordered *to lie on the table.*

The Senate sent to this House the following "Acts," which were read the third time and passed. Ordered that they be returned to the Senate.

An Act to incorporate the King's Mountain Rail Road Company;

An Act to abolish the office of Superintendent of Public Works, and for other purposes; and

An Act to incorporate the Laurel Falls Manufacturing Company.

Mr. SIMONS, from the Committee on Education, to whom were referred the Returns of the Commissioners of Free Schools for the several election districts of this State, and also the Report of the Committee on the College, Education and Religion, of the Senate, on said Returns, made a Report; which was ordered for consideration to-morrow.

Mr. HENRY submitted the following Resolution, which was ordered for consideration to-morrow:

Resolved, That the Seat of Government of this State be removed to the city of Charleston, so soon as preparations can be made for the accommodation of the Legislature: Provided the city of Charleston can and will hold out sufficient inducements to the State to warrant the conclusion that this removal can be effected without expense in furnishing all necessary buildings for the use of the General Assembly, its various offices and officers.

Mr. BOUKNIGHT, from the Committee on Claims made Reports,

On the Report of the Committee on Claims and Grievances of the Senate, on the account of W. W. Purse; and

On the Report of the same Committee, on the Petition of James S. Shingler, Sheriff of Charleston.

The Senate sent to this House the following Acts, which were read the third time and passed, and ordered to be returned to the Senate.

An Act to confirm a grant to James M. Harris, which by mistake was issued to James W. Harris; and

An Act to incorporate the town of Winnsboro'.

On motion of Mr. SIMONS, leave of absence was granted to Mr. J. Harleston Read, Jr., for the remainder of the session.

The following message was received from the Senate:

IN THE SENATE, December 19, 1848.

Mr. Speaker and Gentlemen:

Senate has appointed a Committee for the examination of the Bank of the State of South Carolina and its Branches, consisting of the following persons: For the Parent Bank, Messrs. MAZYCK and MARSHALL; for the Columbia Branch, Messrs. GIST and CALDWELL; for the Camden Branch, Messrs. I. D. WILSON and BARNES; and respectfully asks your House to appoint a similar Committee to meet the Committee of the Senate.

By order of the Senate.

ANGUS PATTERSON, President.

In which the House concurred, informing the Senate that the following gentlemen had been appointed, on the part of this House, Committees of Investigation, to meet the Committees of the Senate: For the Principal Bank, in Charleston, Messrs. F. D. RICHARDSON, B. J. JOHNSON, CHARLES MACBETH; for the Branch Bank at Columbia, Messrs. JOHN S. PRESTON, E. P. SMITH, and W. A. OWENS; and, for the Branch Bank at Camden, Messrs. G. W. WILLIAMS, J. B. WITHERSPOON, and JAMES CANTEY.

The Senate returned to this House, with their concurrence,

The Report of the Committee on Education, on the Petition of the Commissioners of Free Schools of the Parish of St. George, Dorchester.

The Senate sent to this House, for concurrence,

Resolutions in relation to the Bank of the State of South Carolina; which, on motion of Mr. MEMMINGER, were ordered to *lie on the table.*

Mr. MEMMINGER submitted the following Resolutions, which were ordered to be considered immediately, were agreed to, and ordered to be sent to the Senate for concurrence.

Resolved, That his Excellency the Governor be requested to take measures for procuring the refunding of the amount reported by the late Governor as overpaid Burnley, Johnson & Co., on account of the Palmetto Regiment.

Resolved, That his Excellency the Governor be requested to complete the arrangements commenced by the late Governor, under the Resolution adopted at the last Session of the General Assembly, in relation to the Magnetic Needle.

Also, the following Resolution:

Resolved, That the late Governor Johnson be requested to act as Agent on the part of this State, in adjusting the accounts of the State with the General Government, on the subject of the expenditures made during his term of office, for the use of the Palmetto Regiment.

Mr. SIMONS, from the Committee on Education, made the following Reports, which were ordered for consideration to-morrow:

On the Report of the Vestry of the Parish Church of St. James, Goose Creek, respecting the Ludlane School Fund; and also on the Report of the Senate's Committee on the same subject; and

On the Report of the Senate's Committee on the Presentment of the Grand Jury of Pickens District, on the distribution of the Free School Fund.

The House considered and agreed to the Report of the Special Committee to nominate suitable persons to take the Census of the Free White Inhabitants of this State, and ordered it to be sent to the Senate for concurrence.

Mr. HARRINGTON, from the Special Joint Committee, to whom was referred the Contingent and Military Accounts of the Executive, made a Report, which was ordered to be considered immediately, was agreed to, and ordered to be sent to the Senate for concurrence.

Mr. CAREW submitted the following Preamble and Resolution, which was ordered for consideration to-morrow:

Whereas, justice, humanity, and the liberal policy which should ever characterize a Christian government, demand that all possible means be attempted for the preservation, improvement and moral elevation of the Aboriginal races of this country.

Be it therefore Resolved, That our Senators and Representatives in Congress be respectfully requested to assist in the promotion of any feasible plan for the attainment of the objects above mentioned.

The Report of the Committee on the Military,

On the Petition of the LaFayette Artillery, and German Artillery, praying an Appropriation for two new Batteries and a Gun Shed, recommending "that the Governor be authorized to procure suitable Batteries for said Companies, and cause a shed to be erected for their preservation, and that the same be paid for out of the undrawn balance in the Treasury for the purchase of Arms for distribution," was called for consideration.

Mr. WRIGHT moved to lay the Report on the table, and the question being put, Tellers were called for, and the House divided. Messrs. Wright and Simons were appointed to count the House. The Tellers reported 43 in the affirmative, and 34 in the the negative.

A call of the House was then ordered, and the Roll having been called twice, all the Members answered to their names, except Messrs. ALSTON, DEAS, ELLIOTT, GILES, HENRY, HOUSTON, HUGER, INGRAM, IRBY, LANNEAU, A. M. MARTIN, METTS, MILLER, W. B. R. MITCHELL, JESSE T. OWENS, W. A. OWENS, POYAS, A. W. THOMSON, WHITEFIELD, and S. W. WITHERSPOON.

On motion of Mr. ADAMS, further proceedings in the call were dispensed with. The motion was then renewed to lay the said Report on the table, which passed in the affirmative.

YEAS 55—NAYS 42.

The yeas and nays were requested, and are as follows:

Those who voted in the affirmative, are

Messrs. Aiken,
Ayer,
Barton,
Messrs. Bethea,
Bouknight,
Brownlee,

Messrs. Calhoun,
Chick,
Cook,
Crosby,
Dantzler,
E. H. Earle,
Elias Earle,
Gideon Evans,
William Evans,
Fort,
B. B. Foster,
R. W. Foster,
Geiger,
Harrington,
Harvey,
Haselden,
Hough,
Hunter,
Jones,
Law,
McAliley,
McCully,
McKewn,
B. Y. Martin,
Metts,
Messrs. Moore,
Moorman,
Norris,
Oswald,
Pickens,
Pitts,
Pressly,
E. P. Smith,
Henry Smith,
Joel Smith,
Springs,
Sullivan,
Summer,
Taylor,
Thomas Thompson,
Tomkins,
Wallace,
G. W. Williams,
John D. Williams,
G. McWitherspoon,
John Wright,
Thomas J. Wright,
Yancey, and
Zimmerman.

Those who voted in the negative, are the

Hon. JOHN IZARD MIDDLETON, Speaker, and

Messrs. Adams,
Alexander,
Boykin,
Cantey,
Carew,
Cuningham,
W. G. DeSaussure,
W. D. DeSaussure,
Dunkin,
DuPre,
Easterling,
Gillison,
Grissette,
Messrs. Harleston,
Hay,
Heyward,
Jerman,
Johnson,
Keitt,
Macbeth,
McCaw,
Memminger,
Nelson Mitchell,
Nelson,
Parker,
Perry,

Messrs. Preston,
Pringle,
Raoul,
J. Harleston Read, Jr.
Reynolds,
Robertson,
Ruth,
Seabrook,

Messrs. Simons,
Tillinghast,
Tupper,
Whaley,
Whitefield,
J. B. Witherspoon, and
S. W. Witherspoon.

A Resolution directing the Committee on the Judiciary to enquire into the expediency of substituting the *vivo voce* mode of voting by the General Assembly for the vote by ballot, was ordered *to lie on the table.*

On motion of Mr. CUNINGHAM, business was suspended at 25 minutes past 3, till 7 o'clock, P. M.

(RECESS.)

When the Speaker resumed the Chair,

The Senate returned to this House the following Acts, which were committed to the Committee on Engrossed Acts:

An Act, to provide for funding the debt of the South Carolina Rail Road Company to the State.

An Act, to increase the powers of the Town Council of the Town of Columbia.

An Act, to raise supplies for the year, commencing in October, one thousand eight hundred and forty eight.

An Act, to declare Poke Swamp, in St. George's Parish, a navigable stream.

An Act, to alter the sittings of the Courts of Equity, in the Third Circuit, and to establish a Court of Equity in Marlboro' District.

An Act, to vest the right and title of the State, in and to the Estate of Elizabeth H. Kerr, deceased, in Hamilton H. Boland.

An Act, to establish the allowance of days of grace upon Bills of Exchange at sight.

An Act, to authorize the United States to purchase a sufficient quantity of land in this State for the erection of a Custom House, and for other purposes.

An Act, directing a Census to be taken of the Free White inhabitants of this State.

An Act, to amend an Act, entitled "An Act to provide for the Education of the Deaf, Dumb and Blind Children of this State," passed 17th December, A. D. 1834.

An Act, to Incorporate the Keowee Turnpike Company.

An Act, to amend an Act, entitled "An Act to Incorporate the Laurens Rail Road Company."

An Act, to Incorporate the Greenville Rail Road Company.

An Act, to authorize the admission of persons of color into the Lunatic Asylum, and for other purposes.

An Act, to amend the Charter of the Spartanburg and Union Rail Road Company.

An Act, to Incorporate certain Societies and Companies, and to renew certain Charters heretofore granted.

An Act, to produce conformity in the Charters granted to the Charlotte and South Carolina Rail Road Company by the States of North and South Carolina. And

An Act, to establish certain Roads, Bridges and Ferries.

The following Reports were considered and agreed to, and ordered to be sent to the Senate for concurrence:

Reports of the Committee on Claims;

On the Account of C. Beck;

On the Petition of J. S. Shingler;

On the Account of E. Waterman, Jr.;

On the Account of S. A. Godman;

On the Account of the Charleston Mercury;

On the Account of A. S. Willington;

On the Account of Allen, McCarter & Co., for Stationery furnished the House of Representatives;

On the Account of T. W. Glover, Clerk of the House;

On the Account of William Merritt;

On the Account of Thomas Merritt;

On the Account of W. W. Purse;

On the Petition of Isham Bolt, and

On the Petition of Harmon Gable.

Reports of the Committee of Ways and Means:

On the Petition of A. M. Lowry;

On the Petition of M. M. Levy; and

On the Petition of David Lopez.

Reports of the Medical Committee,

On the Account of Dr. James O. Hagood; and

On the Account of Dr. Henry Boylston.

Report of the Abbeville Delegation,

On the Annual Report and Return of the Trustees of the Estate of Dr. John De La Howe.

Report of the Committee on Public Buildings,

On a Resolution of enquiry as to the expediency of erecting rooms in the place of the Western Portico of the State House, for the Legislative Records.

Report of the Committee on Accounts,

On the Account of C. G. Memminger, Commissioner of the Deaf, Dumb and Blind.

Report of the Special Committee,

On so much of the Governor's Message, No. 3, as relates to the papers in the Clerk's Office.

On the Petition of citizens of Edgefield, Barnwell and Orangeburg, praying the formation of a new Judicial District; and

On the Memorial of sundry citizens of Chester, respecting the Court of Equity, and the jurisdiction of Magistrates.

Reports of the Committee on Claims,

On the Account of Richard Holmes;

On the Account of the Daily Telegraph;

On the Account of Abner Bushnell; and

On the Petition of J. I. Waring.

Reports of the Committee on the College, Education and Religion,

On the Petition of the Commissioners of Free Schools for St. George's Dorchester; and

On the Memorial of the Commissioners of Free Schools for Pickens District, praying relief.

Reports of the Committee on the Military and Pensions,

On the Report of the Board of Visiters of the State Military Academies;

On a Resolution in relation to the Uniform of the Militia; and

On the Petition of James Bennet, administrator of Reuben Bennet.

The following Message was received from the Senate:

IN THE SENATE, December 19, 1848.

Mr. Speaker and Gentlemen:

Senate asks leave of your House to amend the Resolutions, appointing suitable persons to take the Census of the Free White Inhabitants of this State, by striking out the sum of twenty four dollars, fixed as the compensation for taking the Census of Christ Church Parish, and inserting the sum of thirty dollars.

By order of the Senate.

ANGUS PATTERSON, President.

The House granted leave to Senate to make the amendment proposed, and an answer was returned accordingly.

The following Report of the Committee of Ways and Means was read, considered and agreed to, and ordered to be printed:

Report of the Committee of Ways and Means,

On the Statement of the Bank of the State.

The following unfavorable Reports were considered and agreed to:

Reports of the Committee on the Judiciary,

On the Petition of sundry citizens of Orangeburg District, praying that a portion of said District, be attached to the election district of Saxe Gotha;

On the Petition of the Trustees of the Estate of Dr. John De La Howe, praying leave to exchange lands;

The House concurred in, and returned to the Senate, the following Reports:

Reports of the Committee on Claims and Grievances;

On the Petition of Richard Singleton, Executor of John Singleton;

On the Account of W. L. Robeson;

On the Petition of Alexander Scharlock;

On the Petition of John Lomas & Co.;

On the Petition of R. S. McFadden; and

On the Petition of Peter S. Worsham.

Report of the Committee on the Military,

On the Petition of sundry citizens of Barnwell, praying the reestablishment of Brigade Encampments.

Report of the Committee on Internal Improvements,

On the Petition of A. M. Pepper & Co.

Report of the Abbeville Delegation,

On certain papers transmitted by the Clerk of the House.

Report of the Committee of Ways and Means,

On the Petition of John Ballard, late Tax Collector; and

Report of the Committee on Federal Relations,

On the Petition of sundry citizens of Charleston, on the Ship Inspection Law of 1841.

Mr. S. W. WITHERSPOON obtained leave to withdraw the Petition of Peter S. Worsham, and R. S. McFadden.

Mr. AYER obtained leave to withdraw the Petition of sundry citizens of Edgefield, Barnwell and Orangeburgh, praying the formation of a new Judicial District.

The Report of the Committee on Education, on so much of the Governor's Message, No. 1, as relates to the College and the Common Schools, was read and ordered to *lie on the table*, together with the Resolution recommended by the Committee.

The following Message was received from the Senate:

IN THE SENATE, December 19, 1848.

Mr. Speaker and Gentlemen :

Senate asks leave of your House to amend the Bill, to make appropriations for the year commencing in October, one thousand eight hundred and forty eight, by adding the following words, viz: "for B. C. Pressly, for compiling and preparing Digest of Laws, in relation to Magistrates and Constables, two thousand dollars." "For Walker & Burke, for balance due for publishing the same, four hundred and ninety one dollars."

By order of the Senate.

ANGUS PATTERSON, President.

The House granted leave to Senate to make the amendment proposed, and an answer was returned accordingly.

The Report of the Committee on Internal Improvements,

On sundry Memorials and Petitions, and on so much of the Governor's Message as proposes an improvement in the navigation of Broad River, was called for consideration, and on motion of T. J. Wright, was ordered to *lie on the table.*

Mr. PITTS submitted the following Resolutions, which were ordered for consideration to-morrow.

Resolved, That hereafter, in all contested Elections, for seats in either Branch of the Legislature, the parties interested shall be heard before the Managers of Election for the District or Parish in which said contested Election shall have originated, who shall be authorized to issue process to compel the attendance of witnesses, as is done by the Court of Common Pleas, with like powers to enforce the same; to administer oaths and examine witnesses; and all Sheriffs and Constables, shall be bound to obey all process that may be issued by said Board of Managers.

Resolved, That all testimony so taken shall be in writing under oath, and be signed by the witness giving the same, and shall be returned under the certificates of said Managers, or a majority of them, and shall be evidence before the House of which the Election contested belongs.

Resolved, That the evidence taken before said Managers of Elections be taken at the Court House of the District or Parish in which said Evidence may be taken.

On motion of Mr. MACBETH, leave of absence was granted to Mr. J. A. ALSTON, for the remainder of the Session.

The Report of the Special Committee on a Resolution requiring them to examine a loom, invented by John Wilson, was read and considered; and on motion of Mr. TOWNES, was ordered *to lie on the table.*

The Senate returned to this House, An Act to make appropriations for

the year commencing in October, one thousand eight hundred and forty eight; which was committted to the Committee on Engrossed Acts.

On motion of Mr. JOEL SMITH, the House was adjourned at 4 minutes past 10 o'clock, P. M.

WEDNESDAY, DECEMBER 20, 1848.

At the hour to which the House was adjourned the Clerk called the Roll, when the Speaker took the Chair, and a quorum being present, the Journal of yesterday's proceedings was read.

The SPEAKER laid before the House a Communication from F. H. Elmore, President of the Bank of the State, in answer to sundry Resolutions respecting the Nesbit Iron Manufacturing Company, which was ordered to lie on the table, and ordered to be printed.

The Senate sent to this House for concurrence,

Report of the Committee on Agriculture and Internal Improvements on the Magnetic Needle; which was ordered *to lie on the table.*

A Resolution in relation to the Union Ferry Turnpike Road, was also ordered *to lie on the table.*

The Report of the Committee on Agriculture, on Agriculture and Internal Improvements, on Tuomey's Geology of South Carolina; was concurred in, and ordered to be returned to the Senate.

The Senate also sent to this House,

Reports of the Committee on Claims and Grievances,

On the Account of the Clerk of the Senate, for Stationery and Binding Books; and

On the Account of T. N. Pettus, for services rendered the State; which were severally referred to the Committee on Claims of this House.

Mr. MEMMINGER submitted the following Resolution, which was considered and agreed to:

Resolved, That the Keeper of the State House be instructed to cause to be repaired the Furnace for warming the Hall of the House.

On motion of Mr. MEMMINGER the House then proceeded to the consideration of the Preamble and Resolutions submitted by him on the 18th inst., proposing the appointment of a Joint Committee to devise and Report such measures as they deem advisable in relation to the re-charter of the Bank of the State, which had been made the Special Order of the day for this day, at 12 o'clock, M.

On motion of Mr. MEMMINGER, a call of the House was ordered, and all the Members answered to their names except Messrs. ADAMS, BROWNLEE, JOHNSON, MCKEWN, NELSON MITCHELL, POYAS, REYNOLDS, SEABROOK, A. W. THOMSON, TILLINGHAST and TUPPER.

On motion of Mr. MEMMINGER further proceedings in the call were dispensed with.

Mr. SULLIVAN moved to lay the Preamble and Resolution on the table, which passed in the affirmative.

YEAS 52—NAYS 50.

The Yeas and Nays were requested, and are as follows:

Those who voted in the affirmative, are

Messrs. Adams,
Aiken,
Alexander,
Bethea,
Calhoun,
Cantey,
Carew,
Cook,
Crosby,
DuPre,
Elias Earle,
Elliott,
William Evans,
R. W. Foster,
Giles,
Haselden,
Henry,
Heyward,
Hough,
Irby,
Johnson,
Law,
McAliley,
McCaw,
McCully,
Miller,
Nelson Mitchell,
W. B. R. Mitchell,
Moore,
Moorman,
Jesse T. Owens,
Perry,
Pitts,
Preston,
Pringle,
Raoul,
Robertson,
Simons,
E. P. Smith,
Henry Smith,
Sullivan,
Tillinghast,
Tupper,
Wallace,
Whitefield,
G. W. Williams,
J. D. Williams,
G. McWithenspoon,
John Wright,
Thomas J. Wright,
Yancey, and
Zimmerman.

Those who voted in the negative, are the

Hon. JOHN IZARD MIDDLETON, Speaker, and

Messrs. Ayer,
Barton,
Bouknight,
Boykin,
Chick,
Cuningham,
Dantzler,
Deas,
W. G. DeSaussure,
W. D. DeSaussure,
E. H. Earle,
Easterling,
Gideon Evans,
Fort,
B. B. Foster,
Geiger,
Gillison,
Grissette,
Harleston,
Harrington,
Harvey,
Hay,
Houston,
Huger,

Messrs. Hunter,
Jerman,
Jones,
Keitt,
Lanneau,
Macbeth,
B. Y. Martin,
Memminger,
Metts,
Nelson,
Norris,
W. A. Owens,
Parker,
Pickens,
Pressly,
Seabrook,
Springs,
Summer,
Taylor,
Thomas Thompson,
Tomkins,
Townes,
Whaley, and
J. B. Witherspoon.

Messrs. BROWNLEE, McKEWN and A. W. THOMSON, who were absent when the vote was taken on laying said Preamble and Resolution on the table, were permitted to record the vote they would have given if present, and their names having been called for that purpose, Mr. BROWNLEE and Mr. McKEWN answered, No; and Mr. A. W. THOMSON, Aye.

The Senate sent to this House, for concurrence, the following Resolution:

Resolved, That the persons who shall be appointed to take a Census of the Free White Inhabitants of the State, be instructed to ascertain and report the number of Deaf and Dumb white persons, under the age of twenty-one years in their respective Districts and Parishes.

On motion of Mr. B. Y. MARTIN, a message was ordered to be sent to the Senate, asking leave of Senate to amend said Resolution by adding after the word "under" the words "and over."

The following Message was then received from the Senate:

IN THE SENATE, December 20, 1848.

Mr. Speaker and Gentlemen:

Senate grants leave to your House to amend the Resolution requiring the persons appointed to take the Census of the Free White Inhabitants of the State, to ascertain and report the number of the Deaf and Dumb white persons under the age of twenty-one years, in their respective Districts and Parishes, by inserting after the word "under" the words "and over."

By order of the Senate.

ANGUS PATTERSON, President.

The Resolution thus amended was concurred in, and ordered to be returned to the Senate.

The following Message was received from the Senate:

IN THE SENATE, December 20, 1848.

Mr. Speaker and Gentlemen:

Senate proposes to your House to go forthwith into a Ballot for a Commissioner in Equity for the District of Marlborough.

By order of the Senate.

ANGUS PATTERSON, President.

In which the House concurred, and an answer was returned accordingly.

Mr. ADAMS, from the Special Joint Committee of the Senate and House, appointed to examine the Military Contingent Accounts of his Excellency the Governor, made a Report, which was ordered to be considered immediately, was agreed to, and ordered to be sent to the Senate for concurrence.

Pursuant to notice given, Mr. McALILEY moved to suspend the 52d Rule of this House.

Mr. MEMMINGER then submitted the following Resolution:

Resolved, That in consequence of an oversight in regard to the Bill to incorporate the Bradford Springs Female Institute Company, the rule as to reading Bills on the last day of the Session be suspended as to that Bill.

The question being put, Will the House agree to the Resolution? Tellers were calldd for, and the House divided. Messrs. MEMMINGER, W. G. DESAUSSURE, SULLIVAN, and B. Y. MARTIN were appointed to count the House. The question was then put, and the Tellers reported 51 in the affirmative and 9 in the negative. The House therefore agreed to suspend the 52nd Rule.

A Bill, from the Senate, to incorporate the Bradford Springs Female Institute Company, was *taken up* and read the third time. Resolved that it do pass, that the title thereof be changed, that it be called "An Act," and ordered to be returned to the Senate.

On motion of Mr. SULLIVAN, the Committee on the Judiciary were discharged from the consideration of a Resolution as to the expediency of making provision for the registration of Births, Marriages and Deaths; and the same was ordered to *lie on the table.*

The Senate then attended and joined the House in a Ballot for Commissioner in Equity for Marlborough District.

The following Message was received from the Senate:

IN THE SENATE, December 20, 1848.

Mr. Speaker and Gentlemen:

Senate asks leave of your House to amend a Resolution from your House to appoint Committees of investigation for the Bank of the State of South Carolina and its Branches, by adding the following words, viz:

"And that the said Committees be instructed to ascertain and Report to this General Assembly, without any mention of names, what amount is due in each District of the State, and by how many debtors in each District, classifying the debtors according to their business and occupation."

By order of the Senate.

ANGUS PATTERSON, President.

The House granted leave to Senate to make the amendment proposed, and an answer was returned accordingly.

Resolutions submitted by Mr. PITTS yesterday, providing for the taking of testimony in all contested elections of Members of the General Assembly, were called for consideration, and were referred to the Committee on the Judiciary.

The House considered and agreed to the following Reports, and ordered them to be sent to the Senate for concurrence:

Report of the Committee on Claims,

On the Account of S. Z. Murphy.

Report of the Committee on the Judiciary,

On so much of the Governor's Message, No. 1, as relates to the re-publication of the 10th volume of the Statutes at Large.

Report of the Committee on Privileges and Elections, appointing Managers of and establishing places of Election.

Report of the Committee on Vacant Offices, appointing Magistrates, and other District Officers.

Mr. McCAW, from the Committee appointed to count the ballots cast for Commissioner in Equity for Marlborough District, reported that Thomas Cook received 88 votes, which is a majority.

Whereupon the SPEAKER announced that Thomas Cook is elected Commissioner in Equity for Marlborough District.

Mr. SULLIVAN submitted the following Resolution, which was agreed to:

Resolved, That the Committee on the Judiciary have leave of further time until the next Session of the Legislature, to Report upon such papers as have been referred to them on the subject of a Penitentiary, and a modification of the Criminal Laws of the State.

Mr. SUMMER submitted the following Preamble and Resolutions, which were ordered to be considered immediately, were agreed to, and ordered to be sent to the Senate for concurrence:

Whereas, the Court House of Newberry District, is in a dilapidated and unsafe condition: Therefore be it

Resolved, That the Commissioners of Public Buildings of said District, are hereby authorized to procure, if they shall deem it necessary, a suitable place or places for holding the Courts of Law and Equity, and for the deposite of the public papers and records of the said District, the consent of the public officers being first obtained thereto, until a new Court House be built for said District.

Resolved, That the Commissioners of Public Buildings of said District, be authorized to employ an architect of known skill, (if they deem it necessary,) to examine the present Court House, and furnish a report thereof to the next Session of this Legislature.

The Senate sent to this House the Report of the Committee on Agriculture and Internal Improvements, on Tuomey's Geology of South Carolina; which was ordered to be considered immediately, was concurred in, and ordered to be returned to the Senate.

Mr. McCULLY obtained leave to withdraw the Petition of David Lyle.

The following Reports were called for consideration, and were severally ordered to *lie on the table.*

Reports of the Committee on the Judiciary,

On the Digest of the Negro Law, by Hon. J. B. O'Neall; and

On the Report of the Senate's Committee, on so much of the Governor's Message, No. 3, as relates to the same subject.

Report of the Special Joint Committee of Senate and House, on so much of the Governor's Message, No. 6, as relates to Military Affairs.

Report of the Committee on Claims,

On the Petition of A. Palmer.

Report of the Committee on Grievances,

On the Petition of sundry citizens of York District, praying an alteration of the laws, regulating the retailing of spirituous liquors.

Report of the Committee on Agriculture,

On Tuomey's Geology of South Carolina.

Mr. NELSON MITCHELL, from the Committee on Engrossed Acts, reported that the following Acts have been Engrossed and examined, and are ready for Ratification:

1. An Act, to afford aid in constructing the Rail Roads from Columbia to Greenville, and Charlotte.

2. An Act, to authorize and empower the Commissioners of Free Schools of the Parishes of St. Philip and St. Michael, to raise a fund for the building of Free School houses, and for other purposes.

3. An Act, to amend An Act, entitled "An Act, more effectually to prevent free negroes and other persons of color, from entering into this State, and for other purposes, passed 19th December, 1835.

4. An Act, to amend An Act, entitled "An Act, to grant the use of a vacant lot in the Town of Columbia, to the Palmetto Lodge, No. 5, of the Independent Order of Odd Fellows, on certain conditions," passed 17th December, 1847.

5. An Act, to declare Poke Swamp, in St. George's Parish, a navigable stream.

6. An Act, to vest the right and title of the State in and to the estate of Elizabeth H. Kerr, deceased, in Hamilton F. Boland.

7. An Act, to establish the allowance of days of grace, upon Bills of Exchange, at sight.

8. An Act, to alter the sittings of the Courts of Equity in the third Circuit, and to establish a Court of Equity in Marlboro' Dislrict.

9. An Act, to authorize the United States to purchase a sufficient quantity of land in this State, for the erection of a Custom House, and for other purposes.

10. An Act, to raise supplies for the year commencing in October, 1848.

11. An Act, to incorporate certain Societies and Companies, and to renew certain Charters heretofore granted.

12. An Act, to amend the Charter of the Spartanburg and Union Rail Road Company.

13. An Act, to authorize the admission of persons of color into the Lunatic Asylum, and for other purposes.

14. An Act, to incorporate the Greenville Rail Road Company.

15. An Act, to amend An Act, entitled "An Act, to incorporate the Laurens Rail Road Company."

16. An Act, to incorporate the Keowee Turnpike Company.

17. An Act, to amend the law in relation to the education of the Deaf, Dumb and Blind children of this State.

18. An Act, directing a census to be taken of the free white inhabitants of this State.

19. An Act, to provide for a Special Election of Tax Collector, for Laurens District.

20. An Act, to provide for the funding the debt of the South Carolina Rail Road Company to the State.

21. An Act, to establish certain Roads, Bridges and Ferries.

22. An Act, to produce conformity in the Charters granted to the Charlotte and South Carolina Rail Road Company, by the States of North and South Carolina.

23. An Act, to increase the powers of the Town Council of Columbia.

24. An Act, to make appropriations for the year commencing in October, one thousand eight hundred and forty eight.

25. An Act, to incorporate the King's Mountain Rail Road Company.

26. An Act, to incorporte the Laurel Falls Manufacturing Company.

26. An Act, to abolish the office of Superintendent of Public Works, and for other purposes.

28. An Act, to confirm a grant to James M. Harris, which by mistake was issued to James W. Harris.

29. An Act, to aid in the construction of the Wilmington and Manchester Rail Road.

30. An Act, to incorporate the Town of Winnsborough.

31. An Act, to incorpocate the Bradford Springs Female Institute Company.

The Senate by their Clerk informed the House, that they would proceed this evening, at 8 o'clock, to ratify the Acts passed by the General Assembly, at the present Session, and invited the House to join the Senate in their Chamber at that hour, for that purpose. The House concurred in the Message from Senate, and an answer was returned.

A Resolution to dispense with the appointment of Proxies, to represent the Stock of the State in the South Carolina Rail Road Company, for the present year, was called up for consideration, and after some time spent in the discussion thereof, the Resolution was ordered to *lie on the table.*

The unfavourable Report of the Special Committee, on so much of the Governor's Message, No. 3, as relates to the establishment of a residence and an office for the Governor, at Columbia, was agreed to.

A Resolution to appoint Commissioners, to represent the State Stock in the South Carolina Rail Road, was ordered to *lie on the table.*

A Resolution requiring the Treasurer of the College, to pay into the Treasury of the State, the surplus tuition fund semi-annually, was called for consideration, and after discussion thereon,

At 15 minutes past 3 o'clock, Mr. HOUGH moved that business be suspended till half past 6 o'clock, P. M., and the question being put, Tellers were called for, and the House divided. Messrs. HOUGH and WILLIAM EVANS, were appointed to count the House. The Tellers reported 47 in the affirmative, and 42 in the negative. Business was then suspended, till half-past 6 o'clock, P. M.

(RECESS.)

When the SPEAKER resumed the Chair,

The Senate returned with their concurrence,

Reports of the Committee on Claims,

On the Petition of A. G. Summer;

On the Account of Johnston and Summer; and

On the Account of A. G. Summer, Editor of the South Carolinian.

Report of the Committee on the Military,

On the Report of the Board of Visiters of the Military Academies.

Report of the Committee on the Legislative Library,

On Resolutions relating to the system of International Exchanges, proposed by Mr. VATTEMARE.

Report of the Special Committee to nominate suitable persons to take the Census.

Report of the Committee on the Lunatic Asylum,

On sundry Resolutions and Reports of the Regents and Physician of the Asylum.

Report of the Special Joint Committee,

On the Accounts of the Executive Department.

The Senate also returned, with their concurrence, the following Resolutions:

Resolution requiring the President of the Bank of the State, to state the indebtedness and liabilities of the Officers of the Bank;

Resolution, granting the use of books in the Legislative Library, to the President and Faculty of the South Carolina College;

Resolution, directing certain Books to be Presented;

Resolutions, in relation to the claim of Burnley, Johnson & Co., and in relation to the Magnetic Needle, and

A Resolution, as to the adjustment of Accounts with the General Government, in relation to the Palmetto Regiment.

A Resolution, requiring the Treasurer of the College to pay the Surplus Tuition Fund into the Treasury of the State, was considered and agreed to, and ordered to be sent to the Senate for concurrence.

The House concurred in, and returned to the Senate,

Reports of the Committee on Finance and Banks,

On the Petition of John L. Hart;

On the Petition of A. M. Lowry, late Sheriff of Chesterfield;

On the Petition of the Commissioners of the Poor, for Georgetown District.

Report of the Committee on the Lunatic Asylum, and Medical Accounts,

Or the Account of Dr. Boylston.

Reports of the College, Education and Religion,

On the Reports of the Vestry of St. James, Goose Creek, on the Ludlam School Fund, and

On the Presentment of the Grand Jury of Pickens District, on the distribution of the Free School Fund.

Reports of the Committee on Claims and Grievances,

On the Account of W. W. Purse; and

On the Petition of James S. Shingler, Sheriff of Charleston.

The House considered and agreed to the Report of the Committee of Ways and Means,

On so much of the Governor's Message, No. 3, relating to the Catawba Indians; and also on the Petition of certain Catawba Indians; and ordered it to be sent to the Senate for concurrence.

The House considered and agreed to A Resolution, requesting our Senators and Representatives in Congress to assist in the elevation of the moral and intellectual improvement of the Aboriginal inhabitants of this Continent, and ordered it to be sent to the Senate for concurrence.

The House concurred in, and returned to the Senate, the Report of the Committee on Accounts, on the contingent Accounts against the Lower Division of the Treasury.

The House also concurred in, and returned to the Senate,

Reports of the Committee on Claims and Grievances,

On the Account of the Clerk of the Senate, for Stationery and Binding of Books.

On the Account of T. N. Pettus, for services rendered the State; and

On the Account of B. Hart, for incidental expenses of the State House; and

Report of the Special Joint Committee,

On the Account of the Executive Department.

Mr. ROBERTSON obtained leave to withdraw the Petition of Wm. F. Pearson.

The House considered and agreed to the following Reports:

Reports of the Committee on the Judiciary,

On the Senate Report on the Petition of A. E. Miller, and

On the 1st vol. of Strobhart's Equity, and the 2d volume of Strobhart's Law Reports.

Reports of the Committee on Ways and Means,

On the Petition of Solomon Groves,

On the Report of the Senate's Committee, on the Petition of John Ballard and;

On the Report of the Senate's Committee on the Petition of Hannah Thompson.

Report of the Committee on Public Buildings,

On the Report of the Committee on Roads and Buildings, of the Senate, on the Petition of the Commissioners of Public Buildings for Marion District.

Report of the Committee on Claims,

On the Petition of William H. Wigg; and

Report of the Committee on Incorporations,

On the Petition of the Trustees of Black Swamp Academy.

The Report of the Committee of Ways and Means,

On the Report from the Senate, on the Report of the City Council of Charleston, upon the Transient Poor Fund, was ordered to *lie on the table.*

A Resolution to remove the Seat of Government to Charleston, was called for consideration.

A motion was made to postpone, indefinitely, the further consideration of said Resolution, which passed in the affirmative:

YEAS 53—NAYS 35.

The Yeas and Nays were requested, and are as follows:

Those who voted in the affirmative are the

Hon. JOHN IZARD MIDDLETON, Speaker, and

Messrs. Aiken,
Ayer,
Barton,
Bethea,
Bouknight,
Chick,
Crosby,
Cuningham,
Deas,
W. G. DeSaussure,

Messrs. W. D. DeSaussure,
Edward H. Earle,
Elias Earle,
Gideon Evans,
Fort,
B. B. Foster,
Geiger,
Giles,
Harleston,
Hay,

Messrs. Irby,
Lanneau,
Law,
McAliley,
Macbeth,
McCaw,
McCully,
Memminger,
Miller,
Nelson Mitchell,
W. B. R. Mitchell,
Moore,
Moorman,
Norris,
Pickens,
Pitts,
Pringle,
Messrs. Reynolds,
Simons,
Henry Smith,
Springs,
Sullivan,
Summer,
A. W. Thomson,
Thomas Thompson,
Tomkins,
Townes,
Tupper,
Wallace,
G. W. Williams,
J. B. Witherspoon,
John Wright, and
Zimmerman.

Those who voted in the negative are,

Messrs. Alexander,
Calhoun,
Carew,
Cook,
Dantzler,
Dunkin,
DuPre,
Easterling,
William Evans,
R. W. Foster,
Grissette,
Harrington,
Harvey,
Haselden,
Hough,
Houston,
Huger,
Hunter,
Messrs. Jerman,
Jones,
B. Y. Martin,
Metts,
Nelson,
W. A. Owens,
Parker,
Perry,
Raoul,
Robertson,
Seabrook,
E. P. Smith,
Taylor,
Whaley,
Whitefield,
G. McWitherspoon, and
Tho. J. Wright.

The Senate returned to this House, with their concurrence, the following Reports:

Report of the Committee of Ways and Means,
On the Petition of A. M. Lowry.

Reports of the Committee on Claims,

On the Petition of E. Waterman, Jr.;

On the Account of S. A. Godman;

On the Account of Lewis L. Shelton;

On the Account of Allen, McCarter & Co. for Stationery;

On the Account of William Merritt;

On the Account of A. S. Johnston, for Books;

On the Account of Edward Sill;

On the Account of the South Carolina Temperance Advocate;

On the Petition of B. K. Henagan, Secretary of State;

On the Account of Allen, McCarter & Co., for paper and books furnished the Court of Appeals;

On the Account of A. S. Willington & Co.; and

On the Account of T. W. Glover, Clerk of the House, for Postage.

A Message was ordered to be sent to the Senate, asking leave to amend the Report of the Special Committee of the Senate, on the Report of the Clerk, in relation to the Records in his Office, by striking out the last Resolution in the Senate Report, for the purpose of inserting the following:

Resolved, That until the new apartment, proposed to be built for the Records, be made, that the Clerk of the Senate do deposite the Senate Books and Records in the Solicitor's Room, and after such apartment shall be made, then they be deposited in proper cases in such apartment.

The following Message was received from the Senate:

IN THE SENATE, Dec. 20, 1848.

Mr. Speaker and Gentlemen:

Senate asks leave of your House to amend the Report of the Committee on Vacant Offices, so far as it relates to the Parish of St. John's, Colleton, by inserting, after the words "Commissioner of Roads," John Whaley, vice Isaac Wilson," in lieu of the words, "strike out Isaac Wilson and insert John Whaley;" and so far as it relates to the District of Chesterfield, by inserting before the name of W. L. J. Reid, the words "Manager of Elections at Cheraw;" and so much as relates to the District of Lancaster, by inserting the word "Commissioners of Fish Sluices, John S. Perry, Joan Houze;" and so far as it relates to the District of Union, by striking out all that refers to managers of Elections, and places and time of Elections; and so far as it relates to the District of Sumter, by striking out the word "Parish" wherever it occurs, and inserting the word "County," and also inserting the following words: Addison Stuckey, Magistrate for Beat No. 3, 20th Regiment, Sumter District, vice, John Croswell, about to leave the District;" and so far as it relates to

Newberry District, by adding the words "Manager of Elections at Newberry Court House, B. J. Ramage, vice, H. K. Boyd."

By order of the Senate.

ANGUS PATTERSON, President.

The Senate returned to this House, with their concurrence, the following Reports:

Report of the Special Committee,

On so much of the Governor's Message, No. 3, as relates to the papers in the Clerks office.

Reports of the Committee on Claims,

On sundry Accounts of the Charleston Mercury;

On the Account of the Charleston Mercury, for advertising Presentment of Grand Jury;

On the Account of C. Beck;

On the Account of Thomas Merrit;

On the Petition of Harmony Lodge, No. 17, of Barnwell;

On the Petition of Harmon Gable; and

On the Account of Thomas J. Gantt, Clerk of the Court of Appeals, at Charleston.

The Report of the Committee on Accounts,

On the Petition of J. D. Allen, administrator of O. D. Allen.

Report of the Medical Commitee,

On the Account of Dr. Henry Boylston.

The following Message was received from the Senate:

IN THE SENATE, December 20, 1848.

Mr. Speaker and Gentlemen:

Senate grants leave to your House, to amend the Report of Committee of Senate, in relation to the records in the office of the Clerk of the Senate, by substituting in lieu of the second Resolution, the following, to wit:

"*Resolved*, That until the new apartment proposed to be built for the Records be made, that the Clerk of the Senate do deposite the Senate Books and Records in the Solicitor's room; and after such apartment shall be made, then that they be deposited in proper cases in such apartment."

By order of the Senate.

ANGUS PATTERSON, President.

The House then concurred in the Report of the Special Committee of the Senate, as to the papers in the office of the Clerk of the Senate, and ordered it to be returned,

Messages were ordered to be sent to the Senate, asking leave of Senate to make sundry amendments to the Report of the Committee on the College, Education and Religion, on the Returns of the Commissioners of Free Schools, for the several Election Districts; to which the following answers were returned:

IN THE SENATE, December 20, 1848.

Mr. Speaker and Gentlemen:

Senate grants leave to your House, to amend the Report of the Committee on the College, Education and Religion of Senate, on the Returns of the several Boards of Commissioners of Free Schools, by striking out the following resolution, to wit:

"*Resolved*, That the Attorney General be instructed to enquire into and report to the Legislature, the condition of the fund originating in the legacy of John Childs, for establishing a Free School at "Childsbury Town," whether or not it be available at present, and if not, by what means it may be made so."

By order of the Senate.

ANGUS PATTERSON, President.

IN THE SENATE, December 20, 1848.

Mr. Speaker and Gentlemen:

Senate grants leave to your House, to amend the Report of the Committee on the College, Education and Religion, by annexing to the Schedule accompanying said Report, returns of Commissioners of Free Schools, as follows:

Districts and Parishes.	No. Schools.	No. Teachers.	No. Scholars.	Am't. appl'd.	Am't. exp'ded.
Marlboro',	23	23	290	$600	$710 19
St. John's Colleton,	6	6		300	123 20
Allsaints,	9	4	89	300	325 00
Kinston, Horry,	30	16	102	300	249 50
St. Helena,	1	1		300	300 00
Marion,			300	900	973 17
1847.					
Abbeville,	55	55	309	1500	1811 98
St. George's Dorchester,	14	14	92	300	302 86
Pickens,	39	39	148	1050	886 00

By order of Senate.

ANGUS PATTERSON, President.

The Report of the Senate was then concurred in, as amended, and ordered to be returned.

The Senate returned with their concurrence:

Reports of the Committee of Ways and Means,

On so much of the Governor's Message No. 3, as relates to the Catawba Indians, and on the Petition of certain Catawba Indians;

On the Petition of M. M. Levy, late Sheriff;

On the Petition of David Lopez.

Reports of the Committee on Public Buildings,

On a Resolution as to the expediency of erecting rooms in the place of the western portico of the State House for the Legislative Records; and

On the Petition of the Citizens of Columbia, praying permission to erect a Fire Proof Building on the Court House lot for a Post Office.

Reports of the Committee on Claims,

On the Account of S. Z. Murphy;

On the Account of A. S. Willington;

On the Petition of N. G. W. Walker, Sheriff;

On the Petition of Isham Bolt; and

On the Petition of James S. Shingler, Sheriff.

Report of the Special Joint Committee,

On the disbursements of the funds appropriated for the returning Volunteers, and the disabled soldiers and widows and orphans of the deceased Volunteers of the Palmetto Regiment.

Report of the Medical Committee,

On the Account of Dr. James O. Hagood.

Report of the Committee on the Judiciary,

On the Petition of A. E. Miller.

Report of the Committee on Accounts,

On the Account of C. G. Memminger, Commissioner of the Deaf, Dumb and Blind.

Report of the Abbeville Delegation,

On the Report of the Trustees of the Estate of Dr. John De La Howe.

Report of the Committee on Privileges and Elections, establishing places and appointing Managers of Elections; and

The Report of the Committee on Vacant Offices, appointing Magistrates and other District Officers.

The Senate also returned to this House, with their concurrence, the following Resolutions:

Resolution to appoint Committees of Investigation for the Bank of the State of South Carolina, and its Branches;

Resolution requiring the Treasurer of the South Carolina College, to print and distribute a statement of his receipts and expenditures;

A Resolution in relation to the Bank of the State of South Carolina, and as to the expediency of re-chartering the same; and

A Resolution appointing a Committee, to enquire into the propriety of removing certain papers in the office of Secretary of State.

The Senate also returned to this House, with their concurrence, the Report of the Committee of Ways and Means, on the Petition and Account of the Commissioners of the Poor for Georgetown District.

The House then attended in the Senate Chamber, where the Acts passed at the present Session of the General Assembly, were duly ratified.

The SPEAKER having returned to the House, announced the Acts which had been ratified.

The Senate and House of Representatives were informed, by verbal messages, interchanged by their respective Clerks, that the Legislative business was finished, and that they were now ready to adjourn the present Session of the General Assembly.

On motion of Mr. MEMMINGER, the Speaker adjourned the House of Representatives, at 15 minutes past 11 o'clock, P. M., *sine die.*

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TO

THE JOURNAL

OF THE

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No. 1. A Bill to provide for the Election of Electors of President and Vice President of the United States, by the people of South Carolina,	6	17			45 64 117 188	
2. A Bill to re-charter the Charleston Bridge Company,	6	17			45	
3. A Bill for the Inspection of Flour in the City of Charleston,	6	30			45 70 108 134 188	
4. A Bill to provide for the better and more convenient mode of collecting the Taxes assessed by the Commissioners of Cross Roads of Charleston Neck, and for other purposes,	6	38			45 122	
5. A Bill to repeal the fourth Section of an Act, amending the law to regulate the performance of Patrol duty on Charleston Neck, passed in 1837, and for other purposes,	6	39			45 122 188	
6. A Bill to amend an Act, entitled "An Act more effectually to prevent Free Negroes and other persons of color from entering into this State, and for other purposes," passed the 19th day of December, A. D., 1835,	17	37	87	152	45 50 181	227
7. A Bill to alter and amend the first Section of the third Article of the Constitution,	17	38			45 109 188	
*8. A Bill to amend the Charter of the Charlotte and South Carolina Rail Road Company,	17	38	155	201	45 102 207	227
9. A Bill to fix and determine the circumstances under which Notes, Drafts, Bills of Exchange, and other Promissory Obligations shall be entitled to Days of Grace,	17	60			67 94 188	
10. A Bill to increase the Annual Appropriations for the support of Free Schools,	17					
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*The titles of Bills marked with an * were changed by the Members introducing them, or by the House, or the Senate.

BILLS OF THE HOUSE OF REPRESENTATIVES.

TITLE.	Notice of,	First Reading,	Sent to Senate,	Passed,	Other Proceedings,	Ratified,
No. 12. A Bill to prevent the Marital Rights of the Husband, from attaching on the Estates of Married Women,	18	44			52 148 189	
*13. A Bill to amend the 71st Section of an Act, entitled "An Act to reduce all Acts and Clauses of Acts, in relation to the Militia of this State to one Act, and to alter and amend the same,"	18	51	121		67 80	
14. A Bill to Incorporate the Fairfield Rifle Guards, and to define the recruiting limits of said Company,	31	39			45 73 121	
15. A Bill to provide an additional remedy for trespasses committed on Real Estate,	31	39			45 82 148	
16. A Bill to amend the Law in relation to Judgments by Confession,	30	51			67 102 189	
*17. A Bill to amend the Law, as it now stands, in relation to the issuing and renewing of Magistrates' executions,	30	38	89		45 70	
18. A Bill to amend the Law in relation to Slaves hiring their own time,	39	43			52 102 189	
19. A Bill to abolish the distinction which, by Law, now exists between debts due by specialty and simple contract debts, in the Administration of Testator's and Intestate's Estates, and for other purposes,	39	51			67 109 189	
*20. A Bill to establish a separate Court of Equity, for Malborough District, and for other purposes,	18	38	135	184	45 81 206	227
21. A Bill to establish the allowance of Days of Grace, upon Bills of Exchange at Sight,	30	38	109		45 71 206	227
22. A Bill to require the Sheriffs of the several Districts, to make Annual Reports of certain Prisoners in their custody,	37	44			52 94 189	
*23. A Bill to repeal the Acts and						

BILLS OF THE HOUSE OF REPRESENTATIVES.

TITLE.	Notice of,	First Reading,	Sent to Senate,	Passed,	Other Proceedings,		Ratified,
Clauses of Acts of the General Assembly, providing a Salary for the Office of Adjutant General, after the expiration of the term of office of the present incumbent, and for other purposes,	38	43	124	153	52 80 122 123 124 152		
24. A Bill to give the Election of Electors for President and Vice President of the United States, to the people,	38	47			52 65 117 188		
25. A Bill to alter and amend the tenth Section of the first Article of the Constitution,	38	51			67 81 130		
26. A Bill directing a Census to be taken of the Free White Inhabitants of this State,	43	58	145	199	138 87 93 206		227
27. A Bill to provide a remedy in case of Fraudulent Purchases for cash,	44	58			67 117 188		
28. A Bill to amend the Law in relation to Assignments and Preferences of Creditors,	44	51			67 112 188		
29. A Bill to repeal the Acts on the subject of usury,	49	59			67	113 188	
30. A Bill to amend the 20th Section of an Act, entitled "An Act to establish certain Roads, Bridges, and Ferries," ratified on the 18th day of December, 1846,	49	61			67 104 189		
31. A Bill to authorize and empower the Commissioners of Free Schools, of the Parishes of St. Phillip and St. Michael, to raise a Fund for the building of Free School Houses,		50	67	133	150		227
32. A Bill to afford aid in constructing the Rail Roads from Columbia to Greenville and Charlotte,		50	76	98	67 74 104		227
33. A Bill to extend the corporate limits of the City of Charleston, to a point on the Meeting-street Road,							

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known as Payne's Farm, to line due East and West from said point to the Cooper and Ashley Rivers,	51						
*34. A Bill to alter and amend the 58th Section of an Act, entitled "An Act to reduce all Acts and Clauses of Acts, in relation to the Militia of this State, to one Act, and to alter and amend the same," passed in the year 1841,	52	61	130		67 81		
35. A Bill to exempt the surviving Officers, Non-Commissioned Officers and Privates of the Palmetto Regiment, from ordinary Militia duty,	52	125			137 142 189		
36. A Bill to provide Compensation for *post mortem* Examinations,	58	65			88	102 189	
37. A Bill to Charter a Turnpike Company, to construct a Road from Greenville Court House to Hodge's, in the same District,	59						
*38. A Bill to Charter a Rail Road Company, to construct a Rail Road from Greenville Court House to some point on the present located line of the Greenville and Columbia Rail Road,	59	97	176	199	109 116 200		227
39. A Bill to increase the pay of Grand and Petit Jurors,	59	71			88 116 188		
40. A Bill to authorize the Governor to establish the true Meridian of Charleston, Columbia, and all the country seats of this State, and for other purposes,	59	71			88 94 189		
*41. A Bill to alter and amend the License Laws of the State,	61	65			88	112 132 138	
42. A Bill to prevent Attorneys at Law, and Solicitors in Equity, from testifying in certain cases,	61						
43. A Bill to alter and amend the Law as to the duties of Grand Jurors,	64	85			126 136 188		

BILLS OF THE HOUSE OF REPRESENTATIVES.

TITLE.	Notice of,	First Reading,	Sent to Senate,	Passed,	Other Proceedings,	Ratified,
No. 44. A Bill to Incorporate the King's Mountain Rail Road Company,	65	85			137	
45. A Bill to amend an Act to Incorporate the Laurens Rail Road Company,	65	97	172	201	109 115 206	227
46. A Bill to vest the right and title of the State, in and to the Estate of Elizabeth H. Kerr, deceased, in Hamilton H. Boland,		70	108	184	206	227
47. A Bill to confirm a grant to James M. Harris, which, by mistake, was issued to James W. Harris,	71	85			137	
48. A Bill to establish a uniform day throughout the State, for the election of Clerks, Sheriffs, Ordinaries, and Tax Collectors,	72	85			114 135 188	
49. A Bill to provide for funding the debt of the South Carolina Rail Road, to the State,		72	121	184	206	227
50. A Bill to declare Poke Swamp, in St. George's Parish, a navigable stream,		72	121	184	206	227
51. A Bill to amend an Act, entitled "An Act to grant the use of a vacant Lot, in the Town of Columbia, to the Palmetto Lodge, No. 5, of the Independent Order of Odd Fellows, on certain conditions," passed the 17th December, 1847,		73	118	152	181	227
52. A Bill to require Sheriffs to give notice of Monies collected by them,	73	86			137 148	
53. A Bill to Incorporate the Town of Winnsborough,	74	86			137	
54. A Bill to alter and amend the Law in relation to the collection of Military Fines,	74	97			137 155	
55. A Bill to exempt certain Officers, in certain Fire Companies, from ordinary Militia duty,		80	125			

BILLS OF THE HOUSE OF REPRESENTATIVES.

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No. 56. A Bill authorizing a special Election for Tax Collector, by the people of Laurens,		80	128			
57. A Bill to increase the powers of the Town Council of Columbia,		81	128	184	206	227
58. A Bill to repeal the Act incorporating the village of Laurensville.		81			130	
*59. A Bill to amend An Act, entiled "An Act to provide for the education of the deaf and dumb children of this State."		81	143	184	206	227
60. A Bill to repeal the third and fourth Sections of an Act, entitled "An Act to provide against the suspension of specie payments, by the Banks of this State."	86	97			126 154	
61. A Bill to grant the lower part of the Columbia Canal to the Company for the inland navigation, from Santee to Cooper River.	86					
62. A Bill to amend an Act to prevent the citizens of New York from carrying slaves, or persons held to service, out of this State, and to prevent the escape of persons charged with the commission of any crime.	86	108			138 188	
63. A Bill to guard against conflagrations, by requiring steamers, other than such as may use coal or coke for fuel, to be furnished with spark-catchers, or other contrivance, to prevent the issue of sparks and flakes of fire from the chimneys thereof.	86	103			119 136 154 189	
64. A Bill to amend an Act, passed December 31, 1839, entitled "An Act to prohibit the digging of cellars in future, within the limits of Towns on the Seaboard."	86	103			119 129 188	
65. A Bill to aid in the construction of the Wilmington and Manchester Rail Road.		92			143	

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No. 66. A Bill to authorize the United States to purchase a sufficient quantity of land in this State, for the erection of a Custom House, and for other purposes		93	145	184	206	227
67. A Bill to amend an Act, entitled "An Act to prevent the obstruction of fish up Lynch's Creek."		93			189	
68. A Bill to incorporate the Keowee Turnpike Company		93	134	184	207	227
69. A Bill to abolish the office of Superintendent of Public Works, and for other purposes		94			189	
70. A Bill to incorporate the Charleston and Georgia Rail Road Company	97	103			113, 116, 179	
71. A Bill to authorize the formation of the Georgia and Silver Bluff Rail Road Company	97	103			114, 136, 188	
72. A Bill to regulate the toll to be taken at the several grist mills throughout the State	97	106			138, 148, 188	
73. A Bill to secure to Defendants in the Sessions, like process with the State in all cases to procure the attendance of witnesses	98	103			129, 136, 188	
74. A Bill to incorporate the Gap Creek Turnpike Company		104			189	
75. A Bill to establish certain Roads, Bridges and Ferries		104	151	201	147, 207	227
76. A Bill to re-charter the Charleston Bridge Company		104			189	
77. A Bill to connect by Rail Road, the South Carolina Rail Road with the waters of Charleston Harbor		105			189	
78. A Bill to raise supplies for the year commencing in October, 1848.		106	145	185	206	227
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87. A Bill to authorize the admission of persons of color into the Lunatic Asylum, and for other purposes.		120	178	199	207	227
88. A Bill to amend an Act, entitled "An Act to increase the powers of the Commissioners of Cross Roads for Charleston Neck.....		125			188	
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2. A Bill to incorporate the Bradford Springs Female Institute Company,	91	183	215	137 181 183 201 214	227
3. A Bill to incorporate the Town of Winnsborough	91	183	202	137 181	227
4. A Bill to incorporate the King's Mountain Rail Road Company	100	184	201	134 136	227
5. A Bill to extend the recruiting limits of the Fairfield Rifle Guards,	100			137 142 187	
6. A Bill to vest the right, title and interest of the State, in and to all the personal estate of David McCreight, lately deceased, in Mary McCreight,	110			189	
7. A Bill to aid in the construction of the Wilmington and Manchester Rail Road	114	144	152	149	227
8. A Bill to increase the penalty for obstructing the passage of fish up Lynches Creek,	116			189	
9. A Bill to incorporate the Laurel Falls Manufacturing Company,	126	180	202	137 180	227
10. A Bill to abolish the office of Superintendent of Public Works, and for other purposes,	133	186	202	138 148 184	227
11. A Bill to confirm a grant to James M. Harris, which, by mistake, was issued to James W. Harris,	141	194	202	151 154	227
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